

**DIRECTORS' MEETING
MONDAY, JUNE 21, 2004 - 11:00 A.M.
CONFERENCE ROOM 113**

I. MAYOR

1. Washington Report - June 10, 2004.
2. NEWS RELEASE - RE: South 14th Street Improvement Project Continues - (See Release)
3. NEWS RELEASE - RE: Drinking Water Precautions No Longer Needed in Northeast Lincoln (See Release)

II. CITY CLERK

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE

PATTE NEWMAN

1. **OUTSTANDING Request to Ernie Castillo, Wynn Hjermstad, Marc Wullschleger, Urban Development Department/ Terry Bundy, LES/ Allan Abbott, Public Works & Utilities Director/Mike DeKalb, Marvin Krout, Planning Department/Lynn Johnson, Parks & Recreation Director - RE: Signs or banners identifying individual neighborhoods - (For Witherbee and Eastridge area) - (RFI#20 - 3/24/04). — 1.) SEE RESPONSE FROM TERRY BUNDY, LES RECEIVED ON RFI#20 - 4/12/04.**
2. **OUTSTANDING Request to Nicole Fleck-Tooze, Dennis Bartels, Allan Abbott, Public Works/ Tonya Skinner, Dana Roper, City Law Dept./Marvin Krout, Planning - RE: A resident of the Easthart Neighborhood a problem they had in their development - the commons area between 78th St. & Maxey School - (RFI#21- 4/29/04). — 1.) SEE RESPONSE FROM DENNIS BARTELS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#21 - 5/24/04. — 2.) Response from Dennis Bartels, PW received on RFI#21 - 06/04/04 (Same response as 1.) —**
3. **OUTSTANDING Request to Allan Abbott, Public Works & Utilities Director/Dana Roper, City Law Department - RE: The Infrastructure Financing Meeting on 5/18/04 - subject of wheel tax was raised (RFI#24 - 5/19/04)**

TERRY WERNER

1. Request to Vince Mejer, Purchasing - RE: Notice to Bidders 04-088 (RFI#129 - 6/03/04). — **1.) SEE RESPONSE FROM VINCE MEJER, CITY PURCHASING AGENT RECEIVED ON RFI#129 - 6/15/04.**
2. Request to PW/Planning - RE: Inquiry from Jay Petersen on Kajan Drive - Public or Private Roadway, plus Surface Rehabilitation Process (RFI #130 - 6-15-04).
3. Request to Dana Roper, City Law Department/Larry Worth, StarTran - RE: HandiVan Users Transporting Alcohol - (RFI#131 - 6/16/04)
4. Request to Vince Mejer, Purchasing Agent - RE: Notice to Bidders #04-110 — Television Equipment (RFI#132 - 6/16/04)
5. Request to Marvin Krout, Planning Director - RE: Opening Fletcher Avenue to 14th Street (RFI#133 - 6/16/04)

GLENN FRIENDT

1. Request to Lynn Johnson, Parks & Rec. Director - RE: South Salt Creek Community Organization concerns (RFI#33-5/25/04)

JON CAMP

1. E-Mail from Jon Camp to John Bieber - RE: Auto thefts - (See E-Mail)
2. E-Mail from Jack Siemsen to Jon Camp - RE: I'm writing just to correct a possible misperception created at yesterday's City Council meeting - (See E-Mail)
3. E-Mail from Carrie Perdew to Jon Camp - RE: Feline Leash Law - (See E-Mail)

JONATHAN COOK

1. Request to Weed Control/Public Works & Utilities Department/Parks & Recreation Department - RE: Maintaining of ROW along W Van Dorn - (RFI#114 - 6/14/04)

B. DIRECTORS AND DEPARTMENT HEADS

FINANCE DEPARTMENT/CITY TREASURER

1. Material from Don Herz, Finance Director & Joel L. Wittrock, Asst. City Treasurer - RE: Resolution & Finance Department Treasurer of Lincoln, Nebraska - Investments Purchased June 1, 2004 thru June 11, 2004.

HEALTH DEPARTMENT

1. NEWS RELEASE - RE: Household Hazardous Waste Collections Scheduled For June 25 and 26 - (See Release)
2. NEWS RELEASE - RE: West Nile Virus Case Reported In Lancaster County - (See Release)

LIBRARY

1. DIRECTOR'S REPORT - Lincoln City Libraries - May 2004 Statistics - Fund Balances - Monthly Categorical Report - May 31, 2004.
2. NEW RELEASE - RE: Lil' Red to Visit Eiseley Branch Library (See Release)

LINCOLN-LANCASTER COUNTY EMERGENCY MANAGEMENT

1. NEWS RELEASE - RE: More Volunteers Needed On Thursday, Friday and Saturday To Assist With Continuing Hallam, Lancaster County Cleanup Effort - (See Release)

PLANNING

1. Planning Department Newsletter - Issue #9 - June 2004.
2. Letter from Brian Will to Kent Braasch, Essex Corporation - RE: The Preserve on Antelope Creek 6th Addition - Final Plat #04030 - (See Letter)

POLICE

1. NEWS RELEASE - RE: Visit by the Vice President - Downtown Traffic Disruptions Due to Security Concerns. (See Release)

C. MISCELLANEOUS

1. Letter from John M. O'Brien to Don Taute, City of Lincoln Director of Personnel - RE: In my letter requesting our March 16th, 2004 meeting concerning Mike Weston and my part-time Supervisor position - (See Letter)
2. Material from The Acreage Committee to The Lincoln City Council and Lancaster County Board of Commissioners - RE: Comprehensive Plan Amendment No. 04011 re: The St. Elizabeth's Tract at the Southwest Corner of South 84th and Nebraska Hwy. 2 - (Council received their copies of this information on 6/14/04 after their formal meeting)(See Material)

3. E-Mail from Fred Marks - RE: Alleys North of "O" Street - (See E-Mail)
4. E-Mail from Vicki Sullivan - RE: Supporting Cat Leash Law (See E-Mail)
5. 2 - E-Mail's from Carol Brown - RE: Sidewalks - (See E-Mail's)
6. Letter from Lancaster County Medical Society RE: Most Recent Amendments being considered for the smoke-free workplace ordinance - in support of keeping the under 18 years of age amendment in the ordinance.
7. Letter from Thomas J. McClain - RE: Opposing Cat Leash Law with additional critique and suggestions for improved Humane Society management.(See Letter)

IV. DIRECTORS

V. CITY COUNCIL MEMBERS

VI. ADJOURNMENT

da062104/tjg/jvr

Washington Report

RECEIVED
JUN 14 2004
CITY COUNCIL
OFFICE

Congress Pauses This Week To Honor Reagan

INSIDE

Congress	1
Budget	1
Transportation	2
Homeland Security	2
Transportation	3
Arts & Recreation	4
Federal Register	4

**Washington Report
Archives Available
on the Internet at:**

[www.capitaledge.com/
archive.html](http://www.capitaledge.com/archive.html)

Washington Report

Carolyn C. Chaney
Washington Assistant
chaney@capitaledge.com

Christopher F. Giglio
giglio@capitaledge.com

Kristen Peterson
peterson@capitaledge.com

1212 New York Avenue, NW
Suite 250
Washington DC 20005

(202) 842-4930
Fax: (202) 842-5051

Congress

Congress suspends most legislative activity to honor the memory of President Reagan. As Washington, DC prepared for the first Presidential funeral in over 30 years, Congress postponed most of its activities for the week, with floor action reserved for Members to memorialize President Reagan's legacy.

There was some limited progress made on the FY 2005 budget, however, and the House-Senate conference committee on the transportation reauthorization bill also met for the first time (see related story). Arrangements and events related to the Reagan funeral delayed significant progress on the FY 2005 budget for a week, further complicating efforts to approve a budget resolution and the 13 appropriations bills prior to the August congressional recess.

Senate Republican leadership continues to reach out to moderate Senators that are holding up the approval of the FY 2005 budget resolution with their insistence that all increases in mandatory spending and tax cuts be coupled with offsetting spending reductions. While the Appropriations Committees can proceed with FY 2005 spending bills without a budget resolution, it makes their passage, particularly in the Senate, more difficult (see related story).

The House Appropriations Committee approved its first two FY 2005 spending measures this week, sending the Interior Department and Homeland Security Department measures to the floor. Both were approved on the subcommittee level last week. House appropriators also approved the Energy and Water Development (Corps of Engineers projects) measure at the Subcommittee level and will continue to address FY 2005 spending bills next week, with the Agriculture Department measure in subcommittee and Energy and Water Development in full committee. On the House floor, since a proposed "Energy Week" was postponed this week, members may try once

again to vote on a series of measures providing energy-related tax breaks.

The Senate Appropriations Committee has not scheduled any action on its FY 2005 appropriations bills. On the Senate floor, members are expected to continue consideration of the 2005 Defense Department reauthorization bill, with Senate Majority Leader Bill Frist (R-TN) hoping to pare down the 250 pending amendments.

Budget

Appropriations panels approve 302(b) allocations. No longer able to wait for passage of a Budget Resolution that sets a cap on discretionary spending, the House and Senate Appropriations Committees went ahead and passed their 302(b) allocations dividing total discretionary spending among the thirteen appropriations subcommittees. (302(b) allocations derive their name from the section of the Budget Act that outlines the procedure for allocating discretionary budget authority among the thirteen appropriations subcommittees.) The House and Senate have passed competing versions of the Congressional Budget Resolution but a House-Senate Conference Committee remains deadlocked over the issue of whether tax cuts should be offset.

Absent the passage of a Budget Resolution, House appropriators decided to use the discretionary spending limit of \$821 billion set by the House-passed version of the Budget Resolution. Senate appropriators took a different approach, deciding that absent an FY 2005 Budget Resolution they have to abide by the FY 2005 discretionary spending limit of \$814 billion set by the FY 2004 Budget Resolution. Both Committees agreed to identical 302(b) resolutions with the exception of the funding allocated to the Defense Appropriations Subcommittee, which in the Senate would absorb the entire \$7 billion difference between the overall discretionary spending limits set by

each Committee.

During the House Committee's consideration of its 302(b) allocations, Ranking Minority Member David Obey (D-WI) offered an amendment that would have added \$14 billion to over all discretionary funding, with \$3 billion going to homeland security, \$2.3 billion to veterans' health care, \$5.7 billion to elementary and secondary education and \$1.3 billion to the state health care programs for children. Obey's amendment was defeated on a party line vote of 27-34.

302(b) allocations, comparisons to FY 2004 funding are as follows:

- Agriculture - \$16.78 billion (-\$67 million)
- Commerce/Justice/State - \$39.79 billion (+\$2.21 billion)
- Defense House - \$392.13 billion (+\$25.75 billion)
- Defense Senate - \$385.13 billion (+\$18.75 billion)
- District of Columbia - \$560 million (+\$18 million)
- Energy & Water - \$27.98 billion (+\$731 million)
- Foreign Operations - \$19.38 billion (+\$1.9 billion)
- Homeland Security - \$30.79 billion (+\$1.55 billion)
- Interior - \$19.72 billion (+\$184 million)
- Labor/HHS/Education - \$142.31 billion (+\$3.36 billion)
- Legislative Branch - \$3.57 billion (+\$48 million)
- Military Construction - \$10 billion (+\$687 million)
- Transportation/Treasury - \$25.43 billion (-\$2.93 billion)
- VA/HUD/Indy Agencies - \$92.93 billion (+\$2.13 billion)

Transportation

Highway, transit conferees meet and agree on non-controversial issues; will reconvene on June 23. Six years to the date that TEA-21 was signed into law, members of the Conference Committee met for the first time to begin writing the six-

year surface transportation reauthorization bill. The first piece of business for the conferees was to approve the leadership of the Committee, which includes Senate Environment and Public Work Committee Chairman James Inhofe (R-OK) as Chairman of the Conference and House Transportation and Infrastructure Committee Chairman Don Young (R-AK) as Vice Chair.

Conferees will face two major challenges: time and the Administration. With the third temporary extension to TEA-21 set to expire on June 30, conferees will have less than 3 weeks to produce a final version of the bill or push for another extension of existing law. Conferees will also be hard pressed to reconcile the funding differences between the House-passed \$256 billion bill (H.R. 3550) and the Senate-passed \$318 billion bill (S. 1072), as the White House has threatened to veto any bill that exceeds their \$256 billion proposal.

For more than 90 minutes, some 40 of the 73 conferees presented opening statements outlining various issues that need to be addressed by the conference. Throughout the opening statements, three common themes were shared.

First, members from both chambers and from both sides of the aisle expressed that major policy initiatives in the transportation bill could not be reconciled until the total price tag of the bill was determined. Second, Senators on the panel disagreed on whether the funding title of the Senate bill would add to the deficit. And third, members from so-called "donor" states, or states that send more in gas tax revenue into the Highway Trust Fund than they receive back in Federal highway dollars, commented that they would oppose any bill that does not provide equal funding levels. The "donor" state advocates were countered by Representatives Sherwood Boehlert (R-NY), who pointed out that many of the so-called "donee" states in transportation programs are overall "donor" states when all federal revenues and programs are taken into account. Boehlert pointed out that overall Connecticut only receives 60 cents

back on every dollar that it sends to the federal government and that it is a "donee" state only for transportation programs. Representative Jerrold Nadler (D-NY) also pointed out that in the case of his state, high transit ridership translates into fewer gas tax collections but that his state should not be punished for encouraging transit ridership reducing dependence on foreign oil.

While the majority of the conferees acknowledged that the conference should produce the highest funding level possible, Senate Budget Committee Chairman Don Nickles (R-OK) expressed his opposition to the total price tag of the respective bills. According to Nickles, the House bill would add \$22 billion to the deficit, while the Senate bill would add \$32 billion.

Apart from opening statements, the only major business conducted by the conferees was agreeing to several non-controversial provisions, including:

- Allowing public transportation systems to use transit funds for security improvements;
- Authorizing the Administration's "new freedom" program for elderly and disabled persons;
- Requiring that 10 percent of all highway, transport and research money in the bill go to small businesses owned by economically and socially disadvantaged individuals;
- Emphasizing that contracts for services be put out for competitive bid; and
- Requiring regulations for high-visibility clothing worn by highway workers.

Chairman Inhofe authorized staff to begin negotiations on "non-money provisions" and to report back to the Conference by the June 23, when conferees are scheduled to next meet.

Homeland Security

House committee approves Homeland Security funding bill, with major cuts to

state and local programs. On Wednesday, by a voice vote, the House Appropriations Committee put its stamp of approval on a bill that would appropriate \$32 billion in FY 2005 funding for the Department of Homeland Security, \$1.1 billion more than Congress appropriated for the Department in FY 2004. However, this overall funding increase would not benefit first responder programs; the funding for first responder programs would fall about \$1 billion to \$4.1 billion in FY 2005 to provide more funding for aviation security. These cuts were approved last week during a mark-up by the House Homeland Security Appropriations subcommittee, and the full Committee made no move to undo the proposed funding reductions.

One of the programs that would be severely impacted by the spending bill is the State Homeland Security Grant program. Under the Committee's final bill, funding for the program that provides much needed assistance to state and local governments for a variety of homeland security activities would decline about \$450 million, or 26 percent, to \$1.24 billion. This cut would come just one year after the program suffered a \$177 million cut. Committee members continue to defend the cut by pointing to billions of dollars in grant funding that remain unspent by the states, ignoring the fact that most local governments have a serious need for this funding due to unfunded homeland security mandates imposed by the federal government.

The Committee also voted to maintain a proposed reduction for the FY 2005 Firefighter Assistance Grant. The bill would reduce funding for the program by \$146 million, or 20 percent to \$600 million. To date, much of the funding for this program has gone to small town and rural fire departments and this cut would come at a time when metropolitan fire departments are ready to begin receiving their share of funding from the program.

The bill is not a complete washout for local governments. During the mark-up yesterday the full Committee did vote to maintain a proposed increase in funding for

the Urban Area Security Initiative. Funding for the program, which provides direct funding to high-threat, high-density urban areas, would increase by 38 percent in FY 2005 to \$1 billion. Of course, it is important to note that the very existence of this program is in jeopardy in a bill (HR 3266) currently bogged down in various House committees that would fold the program into the State Homeland Security Grant program.

The issue of how to distribute of homeland security funding rose once again when Representative John Sweeney (R-NY) attempted to introduce an amendment that would have required the Department to distribute fire and police grants based on an area's risk of terrorism. HR 3266, the authorizing bill for Homeland Security grant programs, remains in committee because of controversy over this very issue and Sweeney withdrew his amendment fearing it would jeopardize the passage of that bill. However, Sweeney indicated an intention to offer a similar amendment on the House Floor.

The Department could face some structural changes in FY 2005. During the markup Committee members voted to zero out funding for the Office of Legislative Affairs. This comes after many members have expressed their frustrations over the office's lack of responsiveness to members and their staff.

Other highlights of the bill include:

- \$125 million in FY 2005 funds for port security grants (same as FY 2004)
- \$153 million for the Emergency Food and Shelter program (same as FY 2004)
- \$150 for the Flood Map Modernization Program (\$200 million in FY 2004)
- \$170 million for Emergency Management Performance Grants (\$179 million in FY 2004)
- \$1.4 billion for baggage screening efforts, including \$269 million to install in-line explosive detection systems, and \$170 million to procure additional systems and

next generation technologies.

The House is scheduled to consider the bill next Wednesday.

Transportation

Supreme Court gives green light to Mexican trucks. In a unanimous decision, the Supreme Court ruled that the Federal Motor Carrier Safety Administration (FMCSA) does not have to conduct an environmental assessment under the National Environmental Policy Act (NEPA) or a Clean Air Act impact study before issuing guidelines under which trucks registered in Mexico may operate in the United States. The ruling came in a case (*Department of Transportation v. Public Citizen*) brought by a coalition of environmental groups, labor unions and border states and reverses an earlier decision by the 9th Circuit Court of Appeals in *Public Citizen v. Department of Transportation*.

Mexican trucks have been barred from operating in the United States outside of border areas since 1982. In 2001, an arbitration panel ruled that the ban violates the North American Free Trade Agreement (NAFTA) and ordered the United States to lift the ban. The FY 2002 Department of Transportation Appropriations Act included language prohibiting the Administration from moving forward to allow entry to Mexican trucks until the FMCSA safety guidelines and monitoring rules for Mexican trucks, which the agency did in 2002. The Bush Administration lifted the moratorium in November 2002, leading to the lawsuit challenging the regulations on environmental grounds.

The plaintiffs argued that the regulation violated both NEPA and the Clean Air Act in that no environmental review was conducted and because the Clean Air Act prohibits federal agencies from allowing activities that do not conform with state implementation plans under the Clean Air Act. The Court rejected that argument, saying that FMCSA actions did not lead to the entry of Mexican trucks into the United States but merely regulated the safety

conditions under which they may enter the country. The Court said that FMCSA was responsible only for doing a NEPA and Clean Air Act assessment of the emissions created while Mexican trucks idle during FMCSA inspections, which the agency did perform.

Arts & Recreation

House panel rejects increased conservation funding. The House Appropriations Committee approved the FY 2005 Interior Department and Related Agencies Appropriations bill after rejecting an amendment by Ranking Minority Member David Obey (D-WI) that would have added \$173 million to the Land and Water Conservation Fund (LWCF) to bring it to the level requested by the Administration. The amendment was rejected on a party line vote of 26-28.

As cleared by the Committee, the bill would provide \$141 million for the LWCF, including \$91 million for state grants, a \$3 million decrease from FY 2004. The remaining \$50 million would fund management of ongoing land purchases by federal land management agencies and for emergency land purchases but would generally not allow for the purchase any new land. Arguing in favor of his amendment, Obey pointed to what he termed important land purchases that will not be able to go forward at the proposed funding level, including the Pinnacles National Monument in California and the Flight 93 National Memorial in Pennsylvania. Interior Appropriations Subcommittee Chairman Charles Taylor (R-NC) defended the LWC funding level, arguing that the federal government already owns one-third of the nation's land and needs to do a better job of managing what it already owns.

Other highlights of the bill of interest to local governments include level funding of the National Endowment for the Arts at \$120 million and level funding of the National Endowment for the Humanities at \$138 million.

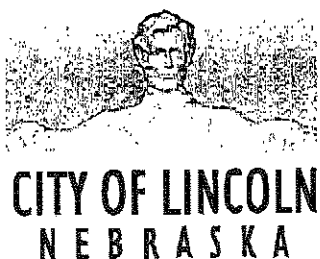
The full House is scheduled to consider

the bill next Wednesday or Thursday.

Federal Register

Department of Education, June 7: The Department has announced the availability of funds for the Research and Innovation to Improve Services and Results for Children with Disabilities Grant program. The purpose of the program is to produce and advance the use of knowledge through research to improve the results of education and early intervention for infants and children with disabilities. Approximately \$7,800,000 is available to fund about 38 awards ranging between \$180,000 to \$360,000. Eligible applicants include State and local governments, State and local educational agencies, independent school districts, public and State and private controlled institutions of higher education, public housing authorities and nonprofits. Applications are due on July 9, 2004. For more information, please access www.ed.gov (<http://www.ed.gov>). (www.grants.gov) (<http://www.grants.gov>)

Corporation for National and Community Services, June 8: The Corporation announces that the due date for the Challenge Grants FY 2004 program, which was posted on May 13, 2004, has been extended from June 8, 2004 to June 14, 2004. (www.grants.gov) (<http://www.grants.gov>)



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

PUBLIC WORKS AND UTILITIES DEPARTMENT

Engineering Services, 531 Westgate Blvd., Lincoln, NE 68528, 441-7711, fax 441-6576

FOR IMMEDIATE RELEASE: June 14, 2004

FOR MORE INFORMATION: Charles Wilcox, Engineering Services, 441-7532

SOUTH 14TH STREET IMPROVEMENT PROJECT CONTINUES

As part of the South 14th Street improvement project, the intersection of South 14th Street at Thunderbird Blvd. will be closed beginning at 7 a.m., Wednesday, June 16. All lanes of South 14th Street will then be closed from the south side of Galloway Avenue to the north side of the drive to the YMCA. The intersection to Mockingbird Drive will be open. The intersections of Aberden, Old Farm and Thunderbird Blvd. will be closed until July 19. Drivers who usually use this section of the street are encouraged to continue using Old Cheney, 27th Street and Pine Lake Road.

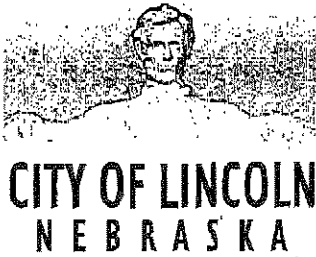
On Wednesday, the contractor will start work on storm sewer and water main work, pavement removal and the mainline paving from the south side of Galloway to the north side of the YMCA drive.

As work on South 14th progresses, the City and Paver's, Inc. will open completed segments of the street for local access. The City and Paver's Inc. have posted informational signs in the area to help alert the public to the changes.

When the entire project is completed, South 14th Street between Old Cheney Road and Pine Lake Road will be widened to four lanes with left-turn and right-turn lanes at the major intersections. Sidewalks and bike paths will be added. A pedestrian bridge has been installed over South 14th to connect the Rock Island Trail to Densmore Park.

- 30 -

RECEIVED
JUN 15 2004
CITY COUNCIL
OFFICE



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: June 17, 2004
FOR MORE INFORMATION: Scott Holmes, Health Department, 441-8019
Steve Owen, Lincoln Water System, 441-7571
Dave Norris, Citizen Information Center, 441-7547

DRINKING WATER PRECAUTIONS NO LONGER NEEDED IN NORTHEAST LINCOLN

Latest water samples show no coliform bacteria

The Lincoln Water System (LWS) and the Lincoln-Lancaster County Health Department said **drinking water precautions are no longer needed** in Northeast Lincoln. Testing of water samples taken from northeast Lincoln show no signs of coliform bacteria that was detected last week.

Testing conducted last week revealed coliform bacteria within an area bordered by Adams Street on the south, 70th Street on the east and Cotner Boulevard on the northwest. The City had recommended residents in the affected area with infants or health problems boil their drinking water or use bottled water as a precaution until results from additional samples showed no presence of the bacteria. Upon discovering the coliform bacteria last week, LWS immediately flushed the affected areas and then began special water sampling efforts in the affected area.

Based on adequate flushing of the system and the results of confirmatory testing conducted this week, drinking water precautions in the affected area are no longer needed and residents should feel safe in drinking and using water for all purposes.

Coliform bacteria are very common in the environment and can be present in soil. However, the presence of coliform is an indication that other bacteria could be present and cause health problems.

The source of the problem was a construction area where two water service lines were damaged and repaired. Coliform bacteria can enter a home plumbing system through a damaged water service line especially if exposed to soil. Other sources of coliform bacteria in water can be from backflow if water pressure is lost in the system or from bacteria that are present on the inside walls of water pipes which may become dislodged during high water use.

The City of Lincoln uses appropriate methods for disinfection of water to guard against harmful bacteria in the water system. LWS also conducts routine sampling each week throughout the City, including the area near 70th and Adams, to monitor the quality of water supplied to Lincoln residents so that it meets or exceeds regulatory requirements.

RECEIVED
JUN 17 2004
CITY COUNCIL
OFFICE



Purchasing Division / Finance Department
Vince M. Mejer, Purchasing Agent
440 South 8th Street
Suite 200, Southwest Wing
Lincoln, Nebraska 68508

402-441-7410
fax: 402-441-6513

LINCOLN
The Community of Opportunity

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

Mike Kuntz
Nebraska Tire
PO Box 278
Firth NE 68358

RECEIVED
JUN 15 2004
CITY COUNCIL
OFFICE

June 11, 2004
RFI #129

COPY

Mr. Kuntz,

In your proposal for Bid # 04-088, the Annual Requirements for Tires, you indicated that the prices bid would be held through August 31, 2004 under the Term Price Clause. I have attached a copy of that section of the proposal submitted by your Firm.

While it may appear to you your pricing structure is the lowest, in reality, it was only low for a period of three (3) to four (4) months. Because we do not have an immediate need and we have no idea when we may need said tire, by the time an award is made and need arises your contract may be over. Why put you through all the paperwork for nothing?

Section 15.4 in the Instructions To Bidders states, "The bid will be awarded to the lowest responsive, responsible Bidder whose proposal will be most advantageous to the City, and as the City deems will best serve their requirements".

Section 15.5 in the Instructions To Bidders, also addresses awards stating, "The City reserves the right to accept or reject any or all bids; to request rebids; to award bids item-by-item, by groups, or "lump sum"; to waive irregularities and technicalities in bids; such as shall best serve the requirements and interests of the City".

The Special Provisions for Commodity Term Contracts explains the terms the City is willing to enter into a contract. A copy was included in the Bid Specification. A copy is also included with this response. Section Two (2) specifically addresses contracts.

We believe entering into a contract which is only good for a period of three (3) to four (4) months is not in the best interest of the City.

Thanks for your interest in doing business with the City of Lincoln.

Vince M. Mejer
Purchasing Agent
City of Lincoln

cc: Terry Warner, Tammy Grammer (15 copies)

Repair Service Charges:

Reg. Time / After Hours
8 a.m. - 4:30 p.m. / Weekends, Holidays

4.3 Flat Repair, to include all labor, shop supplies and environmental charges; removal, repair and mounting:

4.3.1 Automobile/Light Truck	\$ <u>12.50</u>	\$ _____
4.3.2 Medium Truck	\$ <u>25.00</u>	\$ _____
4.3.3 Industrial & Farm Tractor/ Trailer	\$ <u>2.75</u> ^{cross section} <u>each</u>	\$ _____
4.3.4 Grader/Loader *	_____ % Discount	
4.3.5 Scraper *	_____ % Discount	

* Attach Tire Repair Price Schedule for off-the-road tires.

4.4 Tire Rotation, remove wheel and place in different position on same piece of equipment:

4.4.1 Automobile/Light Truck	\$ <u>2.00 ea.</u>	\$ _____
4.4.2 Medium Truck	\$ <u>10.00 ea.</u>	\$ _____
4.4.3 Industrial Farm Tractor/ Trailer	\$ <u>65.00/hr.</u>	\$ _____
4.4.4 Grader/Loader	\$ <u>65.00</u> /Hr.	\$ _____ /Hr.
4.4.5 Scraper	\$ <u>65.00</u> /Hr.	\$ _____ /Hr.

5. Complete the attached Bidding Schedule, which will be used in the bid evaluation process.

BID SECURITY REQUIRED:

Yes _____ Amount: _____
No X

Special provisions for Commodity Term Contracts are included with the specification document. Bidders are urged to read the Special Provisions before completing the following sections of the Proposal.

Contract Extension Renewal is an option: Yes _____
No _____

TERM PRICE CLAUSE: BIDDER MUST STATE

(a) Bid prices firm for the full contract period: _____; or
(b) Bid prices subject to escalation/de-escalation: _____.

* (c) If (b), state period for which prices will remain firm:
Through August 31, 2004

INTER-LOCAL PURCHASING: The City/County desires to make available to other local government entities of the State of Nebraska, by mutual agreement with the successful bidder, and properly authorized interlocal purchasing agreements, the right to purchase the same services, at the prices quoted, for the period of this contract. Each bidder shall indicated on the Bid Form in the space provided below if he/she will honor Political Subdivision orders in accordance with the contract terms and conditions, in addition to orders from City of Lincoln/Lancaster County.

X YES _____ NO

If "YES", Contract supplier or suppliers may honor pricing and extend the contract to political subdivisions, cities and counties. Terms and conditions of the contract must be met by political subdivisions, cities and counties. Under no circumstances shall the City of Lincoln/Lancaster County be contractually obligated or liable for any purchases by these political sub-divisions, cities or counties.

SPECIAL PROVISIONS FOR COMMODITY TERM CONTRACTS

CITY OF LINCOLN, NEBRASKA
PURCHASING DIVISION

1. ESTIMATED QUANTITIES

- 1.1 The quantities set forth in the specification document are approximate and represent the estimated requirements of the City for the contract period.
- 1.2 Items listed may or may not be inclusive of City requirements for this category.
- 1.3 Category items not listed, but distributed by bidder are to be referred to as kindred items. Kindred items shall receive the same percentage of discount or pricing structure as items listed in the specification document.
- 1.4 The unit prices and the extended total prices shall be used only as a basis for the evaluation of bids. The actual quantity of materials necessary may be more or less than the estimates listed in the specification document, but the City shall be neither obligated nor limited to any specified amount. The City will, if possible, restrict increases/decreases to 20% of the estimated quantities listed in the specification document.

2. CONTRACT PERIOD

- 2.1 The material shall be delivered as ordered during the contract period, beginning from the date of contract and ending one (1) year from that date, or as otherwise indicated on the proposal form.
- 2.2 The City is interested in a one (1) year contract, with the option to renew for additional one (1) year periods, not to exceed three (3) such renewals. Bidder must indicate on the proposal form if extension renewals are an option. By mutual consent of both parties it is understood and agreed that the contract may be renewed only at the same prices and/or under the same conditions governing the original contract; and any request for an increase in price or a change in the contract conditions shall be interpreted as a request not to renew the contract at the end of the current contract period.

3. BID PRICES

- 3.1 Bidders must state on the proposal form if the bid prices will remain firm for the full contract period; or if the bid prices will be subject to escalation/de-escalation.
- 3.2 Escalation/De-escalation Clause: In the event that prevailing market conditions warrant an adjustment in bid prices contained in the contract, the following escalation/de-escalation clause shall be the only clause applicable or acceptable to the City:
 1. Contractor shall give written notice to the Purchasing Agent of any proposed changes from contract prices not less than thirty (30) calendar days prior to the effective date of said price changes.
 2. Such notice must be accompanied by a certified copy of the supplier's advisory or notification to the contractor of price changes.
 3. No price escalation will be authorized in excess of the amount of the increase referred to on the supplier's notice.
 4. The approved price change shall be honored for all orders received by the contractor after the effective date of such price change.
 5. Approved price changes are not applicable to orders already issued and in process at time of price change.
 6. The City reserves the right to audit and/or examine any pertinent books, documents, papers, records or invoices relating directly to the contract transaction in question after reasonable notice and during normal business hours.

7. The Purchasing Agent retains the right to determine whether or not such proposed price changes are in the best interests of the City.
8. If in the opinion of the Purchasing Agent any proposed increase is found unacceptable, the Purchasing Agent reserves the right to cancel the contract upon thirty (30) calendar days written notice.
9. Contractors must tie any price change clause to an industry-wide or otherwise nationally recognized index, or some other form of verifiable document. Contractor will put the Purchasing Agent on the mailing lists for such publication so that the Purchasing Agent can monitor said changes. Such membership will be at no cost to the City.

4. CONTRACT AWARD NOTIFICATION

- 4.1 The Purchasing Division will issue a Contract Award Notification to all successful bidders. Such contract award notification will incorporate the City's specifications, and may incorporate the bidder's specifications.
- 4.2 No action need be taken by the contractors at time of receipt of such Contract Award Notification.
- 4.3 Orders for materials will be made as needed by the various City Departments.

5. QUARTERLY REPORT

- 5.1 The contractor shall provide to the Purchasing Agent a quarterly report, showing all purchases made under the terms and conditions of the contract.
- 5.2 Such quarterly report shall itemize the following information:
 1. Each ordering department.
 2. Items and quantities purchased by department.
 3. Total dollar amount of purchases by department.



JonCampCC@aol.com

06/11/2004 04:48 PM

To: bcheryl298@aol.com (John Bieber)
cc: dpodany@ci.lincoln.ne.us (Darrell Podany),
lpd454@CJIS.CI.LINCOLN.NE.US (Kim Koluch), jray@ci.lincoln.ne.us
Subject: auto thefts

John:

Hope the information from the police department explains their numbers dilemma. Capt Koluch's suggestion of a Neighborhood Watch might be a good idea. Regardless, I will monitor the situation and hope that LPD is also going to do its best to patrol areas and watch for suspicious individuals.

Jon Camp

Office: 474-1838
Home: 489-1001
Cell: 560-1001

RECEIVED
JUN 14 2004
CITY COUNCIL
OFFICE

S

In a message dated 6/8/2004 1:13:57 PM Eastern Daylight Time,
jes@NebrWesleyan.edu writes:

>
> Subj: Nebraska Wesleyan Response
> Date: 6/8/2004 1:13:57 PM Eastern Daylight Time
> From: Jack Siemsen <jes@NebrWesleyan.edu>
> To: jcamp@ci.lincoln.ne.us
> Sent from the Internet (Details)

>
>

> Dear Mr. Camp,

> I'm writing just to correct a possible misperception created at yesterday's City Council meeting. Mr. Groate alleged that Nebraska Wesleyan is a blight on the neighborhood and that we are buying houses in the Creighton Historic District to build parking lots. That is absolutely false. We own no property beyond the half block perimeter on the North, South, and West of campus. We have no plans to buy any property south of campus beyond the half block edge that we agreed to in the new plan that came before you. Moreover, we feel that we have been good neighbors and are eager to continue working with the City and the neighborhood to improve University Place. We have no interest in taking any actions that would further depress property values in the area (after all, we have \$100 million invested here and have no reason to risk harming the surrounding area). I didn't speak at the meeting because I didn't wish to protract the conversation, but I do wish to echo your remarks about the outstanding job that Wynn and the other city departments did in working with the various constituents involved. As we work on our master plan, we look forward to developing University Place and Nebraska Wesleyan into the truly wonderful destination that it can become. I just

> thought that you should know this.

>

> Sincerely,

>

> Jack Siemsen

RECEIVED
JUN 14 2004
CITY COUNCIL
OFFICE



JonCampCC@aol.com

06/16/2004 08:28 AM

To: jray@ci.lincoln.ne.us (Joan Ray), dpodany@ci.lincoln.ne.us (Darrell Podany)

cc: cbos2@allstate.com

Subject:

Joan and Darrell:

Joan: Please put copy of this in packets for my colleagues.

Darrell: Please check on the timetable for the Health Dept to forward legislation and advise Michael and Carrie Perdew.

Jon Camp

Office: 474-1838

Home: 489-1001

Cell: 560-1001

RECEIVED
JUN 16 2004
CITY COUNCIL
OFFICE

--

Subj: Feline Leash Law
Date: 6/15/2004 5:03:42 PM Eastern Daylight Time
From: "Perdew, Carrie" <cbos2@allstate.com>
To: <JONCAMPCC@AOL.COM>

Dear Mr. Camp,

This email is in regards to the pending leash law for cats. You spoke with my husband Michael Perdew earlier today and you had asked that we send our complaint in writing so that you could present it to City Council on Thursday. We live at 321 S. 84th St and one of our neighbors has a cat that they let roam outside. This cat does have tags on it so we are unable to make any complaints to Animal Control. We have always thought that this cat had been going to the restroom in our yard but we never thought much of it. We have recently gotten a puppy which, of course, we are outside a lot with potty training. Since we have gotten this puppy the cat has started hanging around our yard. There are at least two places right in front of our front steps where this cat has left droppings in our yard. (not little droppings either) We have also found droppings in our back yard which is fenced in. Last night we went to take our puppy outside and it was waiting in our driveway, it did start to go after the puppy. I am not sure if it will harm that puppy but eventually the dog is going to go after that cat and we don't want that to happen. We do not want this cat to harm our dog.

My husband and I have read the article in the Journal Star today stating that the Health Department would like to implement a leash law for felines. We think this is a great idea. It doesn't quite make sense that when I take my dog for a walk I have to walk right behind it with a plastic bag, picking up after it but a cat can come and leave droppings all over my yard and by law I cannot take action. We are 100% for the feline leash law and we hope that it gets passed. I shouldn't have to worry about someone else's pet. I would get turned in immediately if I let our dog go to the bathroom in someone else's yard and didn't clean it up.

Thank you for your time today, we really do appreciate that this will be brought up to the board.

Carrie Perdew
Sr. Policy Document Specialist
1-800-525-2799 ext. 87336

RECEIVED
JUN 14 2004
CITY COUNCIL
OFFICE

RESOLUTION NO. A-_____

BE IT HEREBY RESOLVED BY THE CITY COUNCIL of the City of
Lincoln, Nebraska:

That the attached list of investments be confirmed and approved, and the City
Treasurer is hereby directed to hold said investments until maturity unless
otherwise directed by the City Council.

INTRODUCED BY:

Approved:

Don Herz, Finance Director

Approved this ____ day of _____, 2004

Mayor

RECEIVED
JUN 14 2004
CITY COUNCIL
OFFICE

**FINANCE DEPARTMENT
TREASURER OF LINCOLN, NEBRASKA
INVESTMENTS PURCHASED
JUNE 1 THRU JUNE 11, 2004**

June 2, 2004, we cashed \$3,000,000 from the US Bank Business Money Market and then reinvested \$2,996,000 in the Short Term Pool as follows:

\$125,000	Dreyfus Government Fund at Wells Fargo Bank
\$2,871,000	First American Government Obligation Fund at US Bank

June 3, 2004, we cashed a \$32,000 First American Government Obligation Fund at US Bank out of the Short Term Pool. We then added to that amount and invested \$230,000 as follows:

\$170,000	Dreyfus Government Fund at Wells Fargo Bank
\$60,000	Nebraska Public Agency Investment Trust at Union Bank

June 4, 2004, an investment of \$2,500,000 matured and we immediately cashed and reinvested \$1,096,000 in the Short Term Pool as follows:

\$80,000	Dreyfus Government Fund at Wells Fargo Bank
\$1,016,000	First American Government Obligation Fund at US Bank

June 7, 2004, we cashed a \$36,000 First American Government Obligation Fund at US Bank out of the Short Term Pool. We then added to that amount and invested \$255,000 as follows:

\$185,000	Dreyfus Government Fund at Wells Fargo Bank
\$70,000	Nebraska Public Agency Investment Trust at Union Bank

June 8, 2004, we cashed a \$659,000 First American Government Obligation Fund at US Bank out of the Short Term Pool. We then reinvested \$235,000 as follows:

\$190,000	Dreyfus Government Fund at Wells Fargo Bank
\$45,000	Nebraska Public Agency Investment Trust at Union Bank

June 9, 2004, we cashed a total of \$636,000 out of the Short Term Pool. We then invested in a \$125,000 Dreyfus Government Fund at Wells Fargo Bank

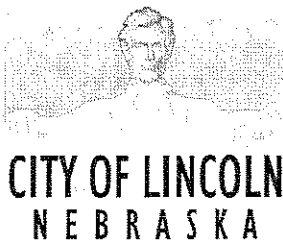
A \$5,000,000 investment matured June 10, 2004, and we immediately cashed along with a \$1,200,000 Dreyfus Government Fund at Wells Fargo Bank in the Short Term Pool. We then reinvested \$5,614,000 in a First American Government Obligation Fund at US Bank in the Short Term Pool.

We respectfully request approval of our actions.

Don Herz, Finance Director

Joel L. Wittrock, Asst. City Treasurer

RECEIVED
JUN 14 2004
CITY COUNCIL
OFFICE



NEWS RELEASE

MAYOR COLEEN J. SENG



LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT
3140 N Street, Lincoln NE 68510 • Phone: 441-8000
Fax: 441-8323 or 441-6229

FOR IMMEDIATE RELEASE: June 14, 2004
FOR MORE INFORMATION: Beth Mann, 441-8021

RECEIVED
JUN 15 2004
CITY COUNCIL
OFFICE

HOUSEHOLD HAZARDOUS WASTE COLLECTIONS SCHEDULED FOR JUNE 25 AND 26

The Lincoln-Lancaster County Health Department has scheduled two Household Hazardous Waste Collections for June 25 and 26. The Friday, June 25 collection will be located at Union College, 52nd and Cooper from 3:00 PM to 7:00 PM. On Saturday, June 26 from 9:00 AM to 1:00 PM a collection will be held at Nebraska Wesleyan University in the parking lot at 56th and Huntington. The collections are for residents of Lincoln and Lancaster County. They are for households only; not for businesses.

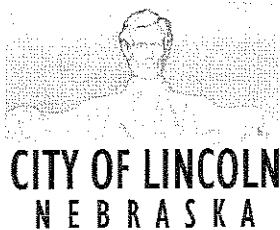
“These will be the last Household Hazardous Waste Collections until September. Now is a good time to get rid of old outdated chemicals that have been stored in garages and basements,” said Beth Mann, Household Hazardous Waste Coordinator. “Take an inventory of the items that you have and read the product labels to help determine the proper way to use, store and dispose of chemicals. If the label contains the words caution, warning, danger, flammable, or poison it has hazardous properties and needs to be brought to the collection for disposal.”

Latex paint should not be brought to these collections. Partially full cans of latex paint can be dried and put in the trash. Items that can be recycled locally and will not be accepted include motor oil, antifreeze, propane cylinders, mercury thermostats, and batteries including lead acid, button, mercury and lithium. For recycling lists and for advice on how to dispose of

other items that are not accepted such as medicines, fertilizers, explosives, or ammunition

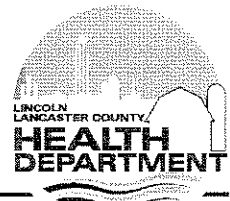
contact the Lincoln-Lancaster County Health Department at 441-8021.

Banned chemicals such as Diazinon for indoor use, Dursban, DDT, and Chlordane should be brought to the collection. Citizens are also encouraged to bring old pesticides; solvents such as mineral spirits, turpentine, and paint thinners; oil-based paints; old gasoline; mercury- containing items; and items containing PCBs such as ballasts from old fluorescent lamps and small capacitors from old appliances. For further information concerning disposal of household hazardous waste contact the Lincoln-Lancaster County Health Department 441-8021 or visit our website at <http://www.ci.lincoln.ne.us/city/health/envIRON/poll/>.



NEWS RELEASE

MAYOR COLEEN J. SENG



LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT

3140 N Street, Lincoln NE 68510 • Phone: 441-8000

Fax: 441-8323 or 441-6229

www.ci.lincoln.ne.us

RECEIVED

JUN 16 2004

CITY COUNCIL
OFFICE

FOR IMMEDIATE RELEASE: June 15, 2004
FOR MORE INFORMATION: Bruce Dart, M.S., Health Director, 441-8001
Tim Timmons, R.N., Communicable Disease Program
Supervisor 441-8056
John Chess, Supervisor, Environmental Public Health
441-8027

WEST NILE VIRUS CASE REPORTED IN LANCASTER COUNTY

The Lincoln-Lancaster County Health Department has received its first report of a case of West Nile Virus infection in Lancaster County for the 2004 West Nile season. The individual is an adult living in central Lincoln who is recovering. The case investigation is currently underway and at present no travel history has been obtained from the individual. Last year Lancaster County had 129 cases with the first case being reported in July.

Humans can be infected with West Nile Virus after being bitten by a mosquito carrying the virus. Prevention of bites is the best way to prevent West Nile disease. People can avoid mosquito bites by limiting their time outside during dawn or dusk, prime times for mosquitos to feed. If you do go outside during these times, wear lightweight long-sleeved shirts and pants and use insect repellants containing DEET, which are effective in keeping mosquitos away. DEET is listed on product labels as N, N-diethyl-m-toluamide or N, N-diethyl-3-methylbenamide. Be aware of the concentration or amount of DEET contained in the products you use.

General Precaution Regarding DEET:

- * DEET products should always be used according to the product's label.
- * Do not use DEET on children under the age of 2 months.
- * Do not use more than 30% DEET concentration on children and infants.
- * Apply DEET sparingly on exposed skin; do not use under clothing.
- * Do not apply DEET on the hands or around the eyes and mouth of young children.
- * Do not use DEET over cuts, wounds or irritated skin.
- * Wash treated skin with soap and water after returning indoors; wash treated clothing.

John Chess states, "Reducing the number of mosquito breeding sites can make a significant difference in keeping the mosquito population down. A simple way to reduce the mosquito population is by eliminating standing water on your property. Empty water pet dishes daily and bird baths weekly. Store tires, bucket and containers for recyclables where they cannot collect water. Maintain rain gutters, garden ponds and dump wading pools daily. Taking action now can reduce the number of mosquitos later."

WEST NILE VIRUS CASE REPORTED IN LANCASTER COUNTY

June 15, 2004

Page 2

The West Nile virus is not passed from person to person. Most people who have been bitten do not get sick. If symptoms occur, they are usually mild and may include fever, headache, body aches, sore throat, fatigue, rash and swollen glands with complete recovery. In occasional cases, a person can experience more serious symptoms such as rapid onset of high fever, confusion, tremors, stiff neck, paralysis and swelling of the brain. Death has occurred in some individuals infected with West Nile Virus.

For more information on West Nile Virus, go to the following website:

[<http://interlinc.ci.lincoln.ne.us/city/health/environ/westnile.htm>]. This website also has links to the Nebraska Department of Health and Human Services and the U.S. Centers for Disease Control and Prevention web sites on West Nile Virus.



Lincoln City Libraries - 136 S. 14th Street, Lincoln, NE 68508

RECEIVED

DIRECTOR'S REPORT

JUN 14 2004

CITY COUNCIL
OFFICE

May 2004

System wide circulation decreased 3.68% in May 2004 compared to May 2003. One factor is road construction. The widening of 14th Street has impacted public use of Walt Branch and the work on South Street at the intersection of 27th Street has impacted South Branch. As of the end of May, fiscal year circulation has increased 1.86%

Reference transactions system wide increased 30.14% in May 2004 over May 2003.

The five finalists for the 2004 One Book - One Lincoln Community Reading Program are: *Cry, The Beloved Country*, by Alan Paton; *Five Quarters of the Orange*, by Joanne Harris; *Old Jules*, by Mari Sandoz; *Peace Like a River*, by Leif Enger; and *The Secret Life of Bees*, by Sue Monk Kidd

The 2004 Mayhem in the Midlands mystery conference which is jointly sponsored by Omaha Public Library and Lincoln City Libraries, held May 27-30, was quite successful. Plans are underway for the 2005 mystery conference.

A high priority for Lincoln City Libraries is children reading. The annual summer reading program helps children to maintain reading skills over the summer break from school. To encourage children to participate in "Discover New Trails @ your library" staff visited schools speaking to about 3,000 children.

This month staff prepared for installation of Websense filtering software on designated Internet computers at all public library locations. This included cabling, moving of furniture to different sites and rearrangement of furniture at some locations. Also, earlier in May staff upgraded Horizon (automated library system) from 7.24 to version 7.3.2. and upgraded iPAC system from version 2.03 to 3.0.

All in all a very busy month for staff.

LIBRARY BOARD MEETING; Tuesday, June 15, 2004; 8:00 a.m., Board Room, Bennett Martin Public Library, 136 So. 14th Street, Lincoln, Nebraska.

Lincoln City Libraries - May 2004 Statistics

Branch	Adult Print Loans	Youth Print Loans	Adult NonPrint Loans	Youth NonPrint Loans	Sub Total	TeleCirc Renewals	2004 Loan Total	2003 Loan Total	% Change
BMPL	17,015	2,898	7,272	1,001	28,186	4,452	32,638	39,897	-18.19%
Anderson	6,118	4,213	1,584	1,359	13,274	1,575	14,849	14,611	1.63%
Arnold Heights	172	941	93	309	1,515	109	1,624	1,097	48.04%
Bethany	2,746	1,813	467	706	5,732	865	6,597	7,495	-11.98%
Eiseley	13,230	14,378	4,287	5,722	37,617	1,152	38,769	36,578	5.99%
Gere	27,322	23,805	8,022	7,524	66,673	5,416	72,089	71,220	1.22%
South	4,423	2,868	1,022	904	9,217	1,656	10,873	11,212	-3.02%
Walt	11,460	15,673	3,440	5,074	35,647	1,155	36,802	40,913	-10.05%
Bookmobile	567	776	136	211	1,690	41	1,731	2,376	-27.15%
Outreach	1,141	8	161	7	1,317	63	1,380	1,359	1.55%
SubTotal	83,262	67,373	26,484	22,817	200,868	16,484	217,352	226,758	-4.15%
OPAC	0	0	0	0	0	10,732	10,732	10,050	6.79%
GRAND TOTAL	83,262	67,373	26,484	22,817	200,868	27,216	228,084	236,808	-3.68%

Computer Use/Assist	17,878	14,614	22.33%
Reference Transactions	26,212	20,142	30.14%
Polley Music Loans	909	858	5.94%
Polley Music Reference	3,834	3,935	-2.57%
Youth Contacts/Program Attendance	15,337	11,234	36.52%
Web Activity Successful Hits Entire Site	1,321,867	1,006,367	31.35%

Registrations	Resident	151,756	152,673	-0.60%
	County	11,679	11,647	0.27%
	Non Resident	2,521	2,709	-6.94%
	ILL	1,645	1,766	-6.85%
	Reciprocal	244	238	2.52%
	Limited Use	4,728	3,972	19.03%
		172,573	173,005	-0.25%

Holdings	Books	DVDs	CD-ROMs	Sound recordings	Videos	Verticle File	GRAND TOTAL
Prior Mont	894,345	3,975	6,629	59,540	34,745	52,298	1,051,532
Added	8,508	304	20	23,646	671	175	33,324
Withdrawn	6,366	2	18	23,753	227	331	30,697
Current	896,487	4,277	6,631	59,433	35,189	52,142	1,054,159

LINCOLN CITY LIBRARIES - FUND BALANCES
MAY 2004

	Beginning Balance	Current Month Receipts	Expended	Ending Balance
<u>GRANTS</u>				
Net Lender Fund	\$ 65.53	\$ 1,428.00	\$ 26.31	\$ 1,467.22
Children's Services Grant	2,287.00	-	-	2,287.00
State Aid 2003	19,076.07	-	13,379.57	5,696.50
State Aid 2004	38,676.08	-	-	38,676.08
LSTA 2004	(689.70)	-	1,305.92	(1,995.62)
Urban Library System 1994-95	6,233.27	-	-	6,233.27

SPECIAL FUNDS

Library Bond Issue 1999	\$ 937,377.52	\$ 1,367.22	\$ 186,202.77	\$ 752,541.97
Keno Fund	276,050.82	-	102,632.44	173,418.38
Miscellaneous Library Donations	76,204.34	114.40	3,067.59	73,251.15
Alice Nielson Bequest	233,431.25	335.11	-	233,766.36
Charles H. Gere Library Fund	113,845.61	163.44	-	114,009.05
Joseph J. Hompes Trust	42,386.75	3,027.05	175.36	45,238.44
Heritage Room Fund	54,228.38	79.94	2,487.96	51,820.36
Lillian Polley Trust Fund	291,319.62	86,498.20	11,820.54	365,997.28

HERITAGE ROOM

FY 2003-04 Operating Budget	Budget	Current Month Expended	Year-to-Date Expended	Balance
Personnel	\$ 30,828.00	\$ 2,487.96	\$ 20,917.40	\$ 9,910.60
Media & Unclassified	400.00	-	-	400.00
TOTAL	\$ 31,228.00	\$ 2,487.96	\$ 20,917.40	\$ 10,310.60

LILLIAN POLLEY

FY 2003-04 Operating Budget	Budget	Current Month Expended	Year-to-Date Expended	Balance
Personnel	\$ 126,521.00	\$ 10,870.53	\$ 96,552.95	\$ 29,968.05
Supplies	300.00	-	-	300.00
Other Services & Charges	1,934.00	-	500.35	1,433.65
Capital Outlay	10,000.00	950.01	6,475.30	3,524.70
TOTAL	\$ 138,755.00	\$ 11,820.54	\$ 103,528.60	\$ 35,226.40

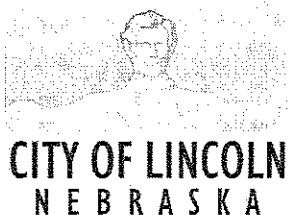
LINCOLN CITY LIBRARIES

Monthly Categorical Report

May 31, 2004

	Budget Amount	Budgeted Year-to-Date	Expended Year-to-Date	Balance	Current Month Expended
Administration					
Personnel	\$ 549,636.00	\$ 412,227.00	\$ 423,752.64	\$ 125,883.36	\$ 42,728.83
Supplies	42,900.00	32,175.00	31,656.92	11,243.08	6,005.22
Other Services & Charges	67,634.00	50,725.50	54,985.93	12,648.07	5,282.36
Capital Outlay	-	-	-	-	-
Total	\$ 660,170.00	\$ 495,127.50	\$ 510,395.49	\$ 149,774.51	\$ 54,016.41
Percent Expended		75.00%	77.31%		
Buildings & Grounds					
Personnel	\$ 234,213.00	\$ 175,659.75	\$ 178,991.84	\$ 55,221.16	\$ 20,027.33
Supplies	28,320.00	21,240.00	20,493.06	7,826.94	1,615.00
Other Services & Charges	642,838.00	482,128.50	406,395.62	236,442.38	41,238.39
Capital Outlay	20,000.00	15,000.00	15,447.00	4,553.00	-
Total	\$ 925,371.00	\$ 694,028.25	\$ 621,327.52	\$ 304,043.48	\$ 62,880.72
Percent Expended		75.00%	67.14%		
Public Service					
Personnel	\$ 2,779,547.00	\$ 2,084,660.25	\$ 2,091,900.51	\$ 687,646.49	\$ 228,493.63
Supplies	67,430.00	50,572.50	50,525.95	16,904.05	597.69
Other Services & Charges	46,200.00	34,650.00	21,606.12	24,593.88	3,089.57
Capital Outlay	-	-	-	-	-
Total	\$ 2,893,177.00	\$ 2,169,882.75	\$ 2,164,032.58	\$ 729,144.42	\$ 232,180.89
Percent Expended		75.00%	74.80%		
Support Services					
Personnel	\$ 656,579.00	\$ 492,434.25	\$ 510,288.54	\$ 146,290.46	\$ 56,546.21
Supplies	26,000.00	19,500.00	17,149.72	8,850.28	2,652.84
Other Services & Charges	83,904.00	62,928.00	44,510.68	39,393.32	2,641.30
Capital Outlay	770,000.00	577,500.00	721,744.74	48,255.26	69,065.48
Total	\$ 1,536,483.00	\$ 1,152,362.25	\$ 1,293,693.68	\$ 242,789.32	\$ 130,905.83
Percent Expended		75.00%	84.20%		
Inf. Svcs. & Technology					
Personnel	\$ 865,350.00	\$ 649,012.50	\$ 647,623.20	\$ 217,726.80	\$ 71,772.59
Supplies	40,000.00	30,000.00	26,123.31	13,876.69	1,977.02
Other Services & Charges	144,402.00	108,301.50	109,572.46	34,829.54	4,833.02
Capital Outlay	-	-	-	-	-
Total	\$ 1,049,752.00	\$ 787,314.00	\$ 783,318.97	\$ 266,433.03	\$ 78,582.63
Percent Expended		75.00%	74.62%		
Total Library Operational					
Personnel	\$ 5,085,325.00	\$ 3,813,993.75	\$ 3,852,556.73	\$ 1,232,768.27	\$ 419,568.59
Supplies	204,650.00	153,487.50	145,948.96	58,701.04	12,847.77
Other Services & Charges	984,978.00	738,733.50	637,070.81	347,907.19	57,084.64
Capital Outlay	790,000.00	592,500.00	737,191.74	52,808.26	69,065.48
Total	\$ 7,064,953.00	\$ 5,298,714.75	\$ 5,372,768.24	\$ 1,692,184.76	\$ 558,566.48
Percent Expended		75.00%	76.05%		

Encumbered & Reappropriated	Amount	Expended Year-to-Date	Balance	Current Month Expended
FY 2002-03 Encumbered	236,961.71	217,419.18	19,542.53	-



NEWS RELEASE

RECEIVED

JUN 16 2004

CITY COUNCIL
OFFICE

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

Lincoln City Libraries - 136 S. 14th Street - Lincoln, NE 68508
Phone: 402-441-8500; Fax: 402-441-8586; Email: library@mail.lcl.lib.ne.us

FOR RELEASE: June 16, 2004

CONTACT: Pat Leach, Youth Services Supervisor

PHONE: 402-441-8565

E-MAIL: p.leach@mail.lcl.lib.ne.us

LIL' RED TO VISIT EISELEY BRANCH LIBRARY!

Lil' Red, University of Nebraska-Lincoln mascot, will be visiting Eiseley Branch Library, 1530 Superior Street, from 7:00 to 8:00 p.m. on Tuesday, June 22.

Lil' Red will be available to greet library customers during that time, and will make a special appearance at preschool storytime between 7:00 and 7:30.

This event is in conjunction with Read Aloud Nebraska, a collaborative organization that encourages all Nebraskans to spend time reading aloud to children.

###



Lincoln - Lancaster County Emergency Management

NEWS RELEASE

LANCASTER COUNTY EMERGENCY MANAGEMENT
575 S. 10th Street, Lincoln, NE 68508

FOR IMMEDIATE RELEASE: June 15, 2004

FOR MORE INFORMATION: Kerry Eagan, Lancaster Co. Commissioners, 441-6865
Dave Norris, Citizen Information Center, 441-7547

MORE VOLUNTEERS NEEDED ON THURSDAY, FRIDAY AND SATURDAY TO ASSIST WITH CONTINUING HALLAM, LANCASTER COUNTY CLEANUP EFFORT

Lancaster County Emergency Management and Volunteer Partners are requesting an additional 200 to 250 volunteers per day on Thursday, June 17 through Saturday, June 19 to assist with the continuing cleanup effort in Hallam and other parts of Lancaster County.

Volunteers **must** check in at the Emergency Volunteer Center at the Princeton Countryside Alliance Church, 24005 South 12th Street, in Princeton. They can check in as early as 7:30 a.m. and up until 1 p.m. Volunteers will be checked in at the church and bused to assigned areas for cleanup.

A daily summary and breakdown of volunteers registered in Princeton, as well as other information regarding the disaster cleanup effort, can be found on the county website, lancaster.ne.gov, by clicking on the "Lancaster Co. Disaster Relief Effort" link.

Individuals wishing to volunteer will need to wear proper clothing, including gloves and heavy shoes. Sun screen and bug spray are also recommended.

Individuals and groups wanting to volunteer are encouraged to call Volunteer Partners in Lincoln at (402) 435-2100 from now through Wednesday. From Thursday through Saturday, calls should be made to the Emergency Volunteer Center at the Princeton Countryside Alliance Church at (402) 798-7318. Volunteer groups will be asked for their group name, group total, date and time when your group is available, as well as any resources or equipment they can bring.

RECEIVED
JUN 15 2004
CITY COUNCIL
OFFICE

Planning Commission Acts on COMP PLAN AMENDMENTS

**CITY OF LINCOLN
NEBRASKA**

MAYOR COLEEN J. SENG
www.ci.lincoln.ne.us

The Planning Commission considered 14 proposed amendments to the 2025 Comprehensive Plan at a special meeting May 19. Commissioners voted to follow the staff recommendations on all the proposed amendments, with one modification, accepted by staff.

The change extends the study area for a proposed Highway 2 corridor transportation study from the 56th Street/Old Cheney/ Highway 2 intersection south to 66th Street. Several

of the proposed amendments would permit more land to be developed for urban residential use or advance the phasing of other tracts already designated for such use, reflecting the continuing high demand for new housing at the City's edges. The Comprehensive Plan amendments are scheduled for a joint public hearing by the City Council and County Board at 4 pm June 15 in the Hearing Chambers of the County-City building.

The Planning Commission also took public comments at its May 19 meeting on the new proposed six-year Capital Improvements Program (CIP) for Lincoln. Commissioners voted that all the proposed projects were consistent with the Comprehensive Plan.

Public comments on the CIP included proposals to add more projects, along with some debate about how much certainty should be attached to the inclusion of projects in later years of the document. The Mayor will submit her proposed CIP to

the City Council in late June, along with the proposed operating budget for the next fiscal year.

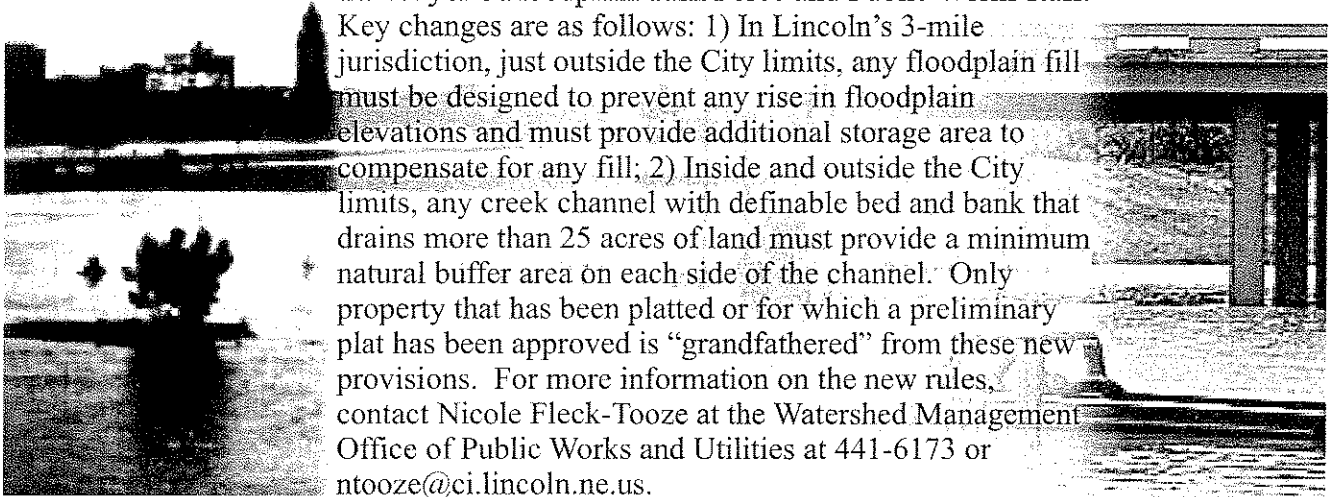
For more information about the Comp Plan amendments or the CIP, contact Duncan Ross in the Planning Department at 441-7603 or dross@ci.lincoln.ne.us.

Lincoln and Lancaster Counties
AMENDED
**COMPREHENSIVE
PLAN**

Council approves new floodplain rules

The City Council voted May 10 to approve new floodplain regulations, essentially as they had been recommended by the Mayor's Floodplain Task Force and Public Works staff.

Key changes are as follows: 1) In Lincoln's 3-mile jurisdiction, just outside the City limits, any floodplain fill must be designed to prevent any rise in floodplain elevations and must provide additional storage area to compensate for any fill; 2) Inside and outside the City limits, any creek channel with definable bed and bank that drains more than 25 acres of land must provide a minimum natural buffer area on each side of the channel. Only property that has been platted or for which a preliminary plat has been approved is "grandfathered" from these new provisions. For more information on the new rules, contact Nicole Fleck-Tooze at the Watershed Management Office of Public Works and Utilities at 441-6173 or ntooze@ci.lincoln.ne.us.



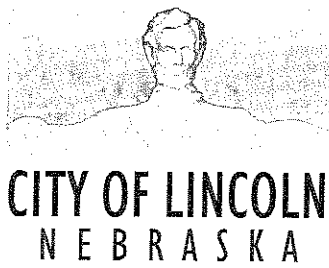
MAYOR APPOINTS TASK FORCE ON GROUP HOMES

Mayor Seng has appointed a task force of citizens and local staff to review the current zoning regulations and other factors affecting the location of group homes and other congregate care facilities in Lincoln. The adopted Comprehensive Plan calls for this review, and the recent stabbing incident at a group home in the Capitol Beach area has highlighted attention to this topic. Prior to that incident, local group home providers had expressed their concern to the Law Department that the current zoning requirements are inconsistent with the federal Fair Housing Act and need to be made more flexible.

Task force members include Planning Commissioner Jon Carlson, who will chair the task force; Roger Massey, former Planning Commissioner, HUD regional administrator and current aid to Congressman Bereuter; Jim Blue, executive director of Cedars Youth Services; Larry Potratz, Executive Director of the Lincoln Housing Authority; and staff from several City and County departments. Local providers, state regulators and neighborhood representatives will participate as resource members to the task force, which is expected to complete its review in the next four months.

For more information on group home regulations, contact Greg Czaplewski at 441-7620 or gczaplewski@ci.lincoln.ne.us.

*Marvin Krout, Planning Director ♦ Lincoln/Lancaster County Planning Department
555 South 10th Street, Suite 213 ♦ Lincoln, NE 68508 ♦ 402-441-7491*



MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

Lincoln-Lancaster County
Planning Department
Marvin S. Krout, Director
Mary F. Bills-Strand, Chair
City-County Planning Commission

555 South 10th Street
Suite 213

Lincoln, Nebraska 68508
402-441-7491
fax: 402-441-6377

June 11, 2004

Kent Braasch
Essex Corporation
11606 Nicholas Street Ste 100
Omaha, NE 68154

RECEIVED
JUN 14 2004
CITY COUNCIL
OFFICE

RE: The Preserve on Antelope Creek 6th Addition - Final Plat #04030

Dear Kent,

The Preserve On Antelope Creek 6th Addition was approved by the Planning Director on June 11, 2004. The plat and the subdivision agreement must be recorded with the Register of Deeds. The fee is determined at \$.50 per **existing** lot and per **new** lot and \$20.00 per plat sheet for the plat, and \$.50 per **new** lot and \$5.00 per page for associated documents such as the subdivision agreement. If you have a question about the fees, please contact the Register of Deeds. Please make check payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (date + 14 days), and the recording fee and signed subdivision agreement have been received.

Sincerely,



Brian Will
Planner

xc: Owner/Subdivider
Joan Ray, City Council (14)
Dennis Bartels, Public Works & Utilities
Terry Kathe, Building & Safety
Sharon Theobald, Lincoln Electric
Jean Walker, Planning
file



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

LINCOLN POLICE DEPARTMENT

Justice & Law Enforcement Center, 575 S. 10th St., Lincoln, NE 68508, 441-7204, fax 441-8492

FOR IMMEDIATE RELEASE: June 17, 2004

FOR MORE INFORMATION: Captain Steve Imes, Lincoln Police Department, 441-6555.

VISIT BY THE VICE PRESIDENT - DOWNTOWN TRAFFIC DISRUPTIONS

The Lincoln Police Department and the City Public Works and Utilities Department would like to inform all motorists who are either destined for the downtown area or who travel through the downtown area during their morning commute, to expect several traffic disruptions related to the visit by Vice President Richard Cheney.

On Friday, June 18, 2004, several downtown streets will be temporarily closed during the morning commute and parking will be temporarily removed along several streets, as the Vice President travels through the downtown area. Several downtown City parking garages may also be temporarily unavailable during this time. Motorists are either encouraged to adjust their travel times accordingly due to significant delays expected during these temporary street closures or avoid the downtown area completely Friday morning.

Captain Steve Imes of the Lincoln Police Department, said that due to the current security needs, several streets will be temporarily closed with the parking removed for the Vice President's visit. "We understand that this will cause significant delays and inconvenience for our downtown traffic, but security for our Vice President is of the utmost importance."

The Vice President is expected to depart Lincoln Friday afternoon with all traffic and parking disruptions coming to an end prior to the evening commute.

-30-

RECEIVED

JUN 17 2004

CITY COUNCIL
OFFICE

Mr. Don Taute
City of Lincoln Director of Personnel
555 South 10th
Lincoln, NE 68508

RECEIVED
JUN 14 2004
CITY COUNCIL
OFFICE

June 9th, 2004

Mr. Taute,

In my letter requesting our March 16th, 2004 meeting concerning Mike Weston and my part-time Supervisor position. I stated to you Quote, "I would hope for a fair and fact filled meeting to occur, but it is clear that it will be all one sided. Is there a hidden agenda within the anger, claims, allegations, and likelihood of twisting and even falsifying of facts that I will face at this meeting? **THAT WOULD BE HIGHLY UNFAIR.** Mr. Taute that is why I am asking you to assure a factual, come clean and get it out on the table type of meeting." I had also stated, "I hope all the aggression and anger is not based solely on the incident concerning Cliff. Someone needs to make the full time dispatchers accountable for their actions. They need to come clean. I understand this letter with all likelihood will be cause for me to be followed, singled out, and watched very carefully. I have been before, and it did not worry me then." The purpose of the meeting was to discuss the letter, but Mike had Jim & Sue well rehearsed. Looked to me like puppets on a string. I had asked you to prevent the twisting and falsifying of facts to occur. The meeting started like a dog and pony show with them attacking me on my record, his use of smoke and mirrors deflected all the attention from the letter and himself. Sue said I had told someone I was going to quit, but did not remember who told her. Jim came up with a story of me, "wishing those senior drivers were working so I could get them!" That was the reason given for me being excluded from working in dispatch??? Strange isn't it that when I asked Mike if I had ever profiled anyone, ever treated anyone unfair, singled out anyone, or closed my eyes when someone was in the wrong. I ask him in front of you, if he had any problem with my work while in dispatch, he replied with a solid, "NO." Is it a conflict of interest? Strange that the whole tangled web began with my statement to brother-in-law Cliff.

You must have bought the things Mike and Larry said about my future that I was in the running to be the next full time supervisor. It was said that I would start being used again as a part-time supervisor right away. Les Helms and I both agreed that day that Mike would never allow me to be in dispatch again. Les was right, and I have not been offered one single hour in dispatch since the meeting. In May alone, part-timers put in more than 30 shifts in dispatch, Jim Wetzler worked at least half of those days. Les had asked that the work be rotated to be fair for everyone. That request fell on very deaf ears. I have to feel sorry for Mike Clark who worked only twice in May. I had told you in my letter that Mike Weston's goal was to force me out of dispatch. I said I would be followed, and watched. What would make you think he would have HIS supervisors treat me any other way? I have had a supervisor on my route 58 times since the meeting. 36 times down town, and 22 times out on one of my routes. I had Supervisor Dan Elliott on my West "A" route three times in 10 days, he had not been on that route 3 times in the last 3 years. I followed that up by asking if a complaint had been filed against me. "No," he replied. "Just doing my job!" If you looked at his time checks, and his daily logs. They will show whom he was watching, locations, routes and times. To my knowledge he does not fill out any daily log, so no one knows where he goes or what he is doing during his shift. I might point out that Mike had told me to fill out the daily log so he would have a street work log.

I always thought a dispatcher/supervisor should have a good work ethic, Show up on time, and do their job with a high level of professionalism and quality. All without showing favoritism to anyone. Allow me to dispel this myth. My wife has been hospitalized three times the last two months. She has had some problems that needed my attention ASAP. She called into dispatch at 9:15 a.m. on May 15, asked to get a message to me. Jim Landers told her "if it's not an emergency then we cannot tie up the phone and radio." I had witnessed him 20 minutes earlier tying up the phone and radio discussing # 72's son using Jim's pickup to take his date to prom. That was an emergency if I ever saw one. I remember Dave Tivis taking a call from Weston. Dave needed to get a message to Cliff from his wife, stop before coming home. Would it be a driver's concern if a street supervisor was sleeping in the supervisor van? I would think it would be, but a driver was told, "drop it," "it was none of his concern." If I had an accident and he was sleeping and did not come to investigate, I would see that as my concern. If he was not carrying a radio when out of the van that would also be a concern, and it is. As a tax paying citizen it is my concern that the city vehicles, and

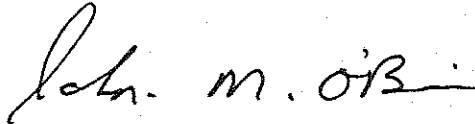
equipment are used for their intended purpose. That does not include, stopping by home, driving friends, car shopping, taking your wife to lunch and then shopping. Driving through a school zone with kids in the walk without stopping, or even slowing down. Receiving sexual explicit E-mail on the dispatch computer. Failing to get the federally required time checks finished, so just writing down some "ghost times." Full attention needs to be paid to the task at hand, not on the phone with buddies or even having them in the dispatch office. I am asking again that someone steps up and requires accountability from Star Tran Management.

I told you in my letter that the dispatch office has become the brunt of jokes. You know not only was a street supervisor caught sleeping, but questions surrounding the three new part-time supervisors named last October. Would you not think the people chosen would be based on proven ability, performance, professionalism, and knowledge of the equipment used? I don't know of many drivers who have a problem with Mike Clark's selection. A majority wonder about Denise Stanley being named when she is notorious for not showing up to work on time. A driver said the possibility of being caught running early by Denise was zero because she would be running late. She has been within one miss out of termination more than a couple times. Andrea is very good at what she does, but that is upstairs, not in a bus. She had to get her CDL after being named a Part-timer. Can she crawl into a bus and fill in on a route if needed, or diagnose a bus problem over the radio? Has she even finished training yet? I will repeat that the situation has become a joke. It is not what you know, but who you know or can help.

I refuse to be a puppet on a string, and refuse to lower myself to the level expected of me as a part-time supervisor. Therefore effective the 10th of June 2004 I will grant Mike Weston's wish and RESIGN MY PART-TIME SUPERVISOR POSITION. The 75 drivers who work for Star Tran need to work as a team, and have confidence in management to do their part. You can put on blinders and pull down the shades on what I have said, or you can demand change and accountability from Management. Your choice.

I request a full copy of the report compiled by Mr. Larry Worth concerning our March 16th meeting, and a written reply from you answering my concerns brought forth today within my resignation letter.

Thank you for your attention



John M. O'Brien

CC:

Mayor Seng
Director of Public Works: Allan Abbott
Councilman Werner
Councilman Svoboda
Councilman Camp
Councilman Friendt
Councilwoman McRoy
Larry Worth
ATU President Helms

RECEIVED

JUN 14 2004

CITY COUNCIL
OFFICE

Date: June 11, 2004

To: The Lincoln City Council and Lancaster County Board of Commissioners

From: The Acreage Committee

Subject: Comprehensive Plan Amendment No. 04011 re: The St. Elizabeth's Tract at the Southwest Corner of South 84th and Nebraska Hwy. 2

Copies to: Mayor Colleen Seng, Lincoln City Council, Lancaster County Board, and Planning Department c/o Duncan Ross

The Acreage Committee was formed from volunteer neighbors to represent the desires of three contiguous acreage subdivisions: Portsche Heights, Clarendon Hills, and Amber Hill Estates. We would like to file the following statement regarding the application of Peter Katt on behalf of Prairie Homes to amend the 2025 Comprehensive Plan and comment regarding any future applications for this property.

Our overriding concern is to preserve the rural nature of our existing acreage community, which we enjoy and have invested in. With that in mind, the following expresses our agreement with most every point defined by Planner Duncan Ross in the Planning Department's staff recommendations to this amendment, and that is followed by further comments on issues the neighborhood sees as specifically important and would like addressed.

Specific Agreements

1. We agree with the requested change of designation of approximately 60 acres from Low Density Residential to Urban Residential and thereby agree to the amendment of the 2025 Comprehensive Plan and to the update of the "Southeast Lincoln/Highway 2 Subarea Plan".
2. We agree with the Comprehensive Plan policy guidance on page F 69, as related by Duncan Ross: *"Lands previously designated in the Comprehensive Plan or zoned for low density residential development must be recognized"*.
3. We agree with the planning staff assessment of the Comprehensive Plan in its recognition that new development should not cause financial burden to surrounding residents, when they are not planning to develop at the same time. The Comprehensive Plan section on Financial Resources, page 148 as noted by Mr. Ross states: *"As much as possible, property owners should only be assessed or pay for improvement costs at the time they seek approval of development proposals or building permits. Financing mechanisms should not impact property owners in an area"*.

under development who don't want to develop their land at that time."

4. We agree with staff assessment that the purpose of the Comprehensive Plan's subarea planning is to address issues at a scale more refined than the broader scope of the Comprehensive Plan. The suggestion is that some issues are better resolved at the time of submittal of a zoning change or subdivision plans. The Subarea Plan on

Page 2

page 9 as referred to by Mr. Ross states: *"The character of this area today is predominately low density residential. The Comprehensive Plan encourages preserving and respecting the character of the existing neighborhoods. The impact on existing area should be a priority in all land use and transportation decisions in this area."*

5. We agree with Mr. Ross's recommendation that *"more detailed site planning would be required to blend the existing and proposed developments together to minimize the impact on the acreage development."* We agree *"that it is possible to design a site plan, if it included urban paving to mitigate traffic impacts for the St. Elizabeth's Tract that would blend new housing with the existing neighborhood"*, however this point is further clarified below in the neighborhood recommendations.
6. We agree with the staff assessment that *"the St. Elizabeth Tract has no direct access to the arterial street system"*, and that *"gravel roads are not appropriate to carry additional traffic created by an urban subdivision"*. The planning staff recommends that *"the transportation system be upgraded to urban standards prior to any development approval being granted"*, and that *"a network of roads will disperse traffic to minimize the affect at any one location."*
7. We finally agree with the Parks and Recreation Department's recommendation for a park meeting the standards of the Comprehensive Plan. This public space should be provided to serve this development.

Further Concerns and Recommendations

As stated, we agree with the above assessments and recommendations of the Planning Department staff. We would like to add the following comment and recommendations to specific areas that require further definition:

1. We request a right-in and right-out access point on the east side of the St. Elizabeth's Tract onto South 84th Street. This would allow traffic coming in from the north easy access to the development without entering into the existing Amber Hill Estates neighborhood. In addition, it is our understanding the design of the South 84th and Amber Hill Road

intersection would allow southbound traffic from this St. Elizabeth's development to make a U-turn at the intersection and head back north, further lessening traffic impacts to the Amber Hill neighborhood.

2. In conjunction with the access on the east side of the tract, we would request that other access points on all four sides of the development be planned so as to minimize the impact on any one segment of the surrounding acreage neighborhood. This was supported by staff recommendations as well the Comprehensive Plan. This would mean using available access points on the north, south and east, and planning for future access on the west.

Page 3

3. Although staff recommendations denied the developer's request to change from Urban Residential to Commercial on the eastern most 10 acres of this tract, we would like the City Council and County Board to reconsider this designation to allow a well-designed Office Park. The developer has expressed the negative issue of marketing residential lots backing up to this busy, major arterial. They have indicated that their best option is to develop high-density townhomes as a transitional use, maybe even as rental property. We believe this use would bring a more transient home dweller to our area and create even more traffic than a sensitively designed office park with weekday, 8 am to 5 pm traffic. We will not support, along with the planning staff, commercial uses such as retail, or gas and shops, etc. and we do not support a high density residential designation here.
4. The density of the proposed housing that the developer has indicated is of great concern to the neighborhood. Initial plans indicated approximately 225 plus lots. We desire a transition from our acreage neighborhood to this higher density land use and propose the following:
 - a. At the entire perimeter of the development as it abuts the acreage lots, the minimum common property line (rear or side yard) shall be no less than 100 feet.
 - b. Provide a buffer of berms, trees and plantings to help screen the neighborhoods from each other.
 - c. Limit the developer to a density of no more than 3 lots per acre of residential development.
5. Also of concern is the quality of housing to be constructed. With our property values in mind, we request the developer construct residences at a minimum of 1,600 square feet of habitable, finished living area, not including garages or other unfinished space. The developer has represented that the houses will sell in the \$200,000 to \$250,000 price range but with inflating costs, the most objective measure would be

minimum square footage requirement. We have also requested that the developer design 1-story ranch housing at the perimeter lots to further blend with our neighborhood.

6. In regards to the public park required for this development, we recommend a minimum 2 acre park size with play equipment to meet the needs of playing children. We desire not to fence off our neighborhood, but with the interest of trees, abundant open space, animals such as horses, etc., we feel the park should be the magnet, not our properties.
7. **Finally, and maybe the most important to many of us, is the impact on our road system.** We are convinced that all of the adjacent roads in the 3 acreage subdivisions will see a tremendous increase in traffic due to the development of this tract and the logical ingress-egress traffic routes, school access, access to retail/commercial, etc. **We request that all of these roads be paved at the expense of the developer** (See attached roads plan). Regarding the urban road standard of concrete curb and gutter recommended by the Planning Department for the "main street routes", many of the neighbors would agree to a 6" thick asphalt roadway without curb and gutter, meeting

Page 4

county standards, on these perimeter roads. In fact, many neighbors desire this design as consistent with the desire to preserve our rural character. We feel this will make it affordable to the developer to asphalt all of the roads, as opposed to just providing urban road paving on the perimeter, "main street routes". However, some neighbors living on highly impacted roads like South 80th and Amber Hill Road are concerned with construction traffic tearing up the roads the first several years if they are asphalt only. If the South 84th access was approved for right in, right out AND construction traffic is limited to that access, asphalt might be acceptable. However, traffic cannot be controlled, therefore concrete curb and gutter for these roads is the preference for some to solve this concern. All of this is supported in the Comprehensive Plan concerning the financial burden not being placed on the existing landowners who do not wish to develop their land at that same time.

Thank you for your consideration of the many hours this Committee and the neighborhood has invested in meetings with the prospective Developer, the Planning Department, the County Engineer's office, the City Engineer's office and with each other. It is our intention to support the growth of Lincoln in an organized and well-planned way, while at the same time preserving our rural, acreage area in a way that protects and supports the existing property owners.

Respectfully submitted,

The Acreage Committee

(Dick Bergt, Tom and Nancy Goeglein, Jennifer Heck, Susan Kirkpatrick, Al Milana, Steve Nickel, Bob and Vicki Northrup, Tom Olson, Richard Reeves, Jim Tichota, Pete Troy, and Greg Wood)



Joan V Ray

06/15/2004 11:59 AM

To: wfm2820@aol.com

cc: City Council <council@ci.lincoln.ne.us>, Mayor of Lincoln
<mayor@ci.lincoln.ne.us>, David Landis
<dlandis@unicam.state.ne.us>, info@treasurer.org, Opinion -
Journal-Star <oped@journalstar.com>

Subject: Re: Alleys North of "O" Street

Dear Mr. Marks: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Your photograph provided a graphic illustration of the problem. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Fred <fm2820@yahoo.com>

RECEIVED
JUN 15 2004
CITY COUNCIL
OFFICE



Fred

<fm2820@yahoo.com>

06/15/2004 10:26 AM

Please respond to

wfm2820

To: City Council <council@ci.lincoln.ne.us>, Mayor of Lincoln

<mayor@ci.lincoln.ne.us>, David Landis

<dlandis@unicam.state.ne.us>

cc: info@treasurer.org, Opinion - Journal-Star <oped@journalstar.com>

Subject: Alleys North of "O" Street

At one time, Congressman Bereuter (2184 Rayburn House Office Building, Washington, D.C. 20515-2701, 202-225-4806) secured Federal funding for Lincoln to improve alleys in Lincoln...I don't know what ever happened to that money? Did anyone in Lincoln benefit from it? It certainly did not go to improving alley ways in North Lincoln. That was probably 7 years ago.

Anyway, we still have the same problem here in North Central Lincoln. It is a mess especially when it rains, which has been often lately and when it snows. It is also a health hazard for our children when it dries up and the dust is kicked up everywhere.

I noticed, they don't seem to have the same problem in South Lincoln as all of their alleyways are paved and have speed bumps. I live next door to a Church that is mostly attended by African Americans and I am sure they would like to see our alley paved as well with speed bumps like they have in South Lincoln...any chance of this ever happening?

Fred Marks

310 N. 33rd Street

Lincoln, NE 68503

1-202-250-3607

=====

Remember, you heard it here, first, at : <http://eLincoln.info>

RECEIVED
JUN 15 2004
CITY COUNCIL
OFFICE

Do you Yahoo!?

Yahoo! Mail Address AutoComplete - You start. We finish.

http://promotions.yahoo.com/new_mail





Joan V Ray

06/15/2004 06:30 PM

To: <RSullivan1@neb.rr.com>

cc:

Subject: Re: CAT ORDINANCE

Dear Ms. Sullivan: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

<RSullivan1@neb.rr.com>

RECEIVED

JUN 15 2004

CITY COUNCIL
OFFICE



<RSullivan1@neb.rr.com>
m>

06/15/2004 06:30 PM

To: <council@ci.lincoln.ne.us>

cc:

Subject: CAT ORDINANCE

I just want you to know that I am praying that you get an ordinance passed to have cats leashed when off the owners property. I am sick of cats doing there business in my gardens. The smell is tremendous when we have our windows open. I also feed birds and do not attracted them to my yard for cat food. I am an animal lover. Every kind of animal, including cats, but, I don't care if it is in their nature to roam, they need to be cooped up and away from other people's yards.

I suspect this ordinance will not get passed because of all the cat lovers in Lincoln. I have to clean up after my dog. I have to walk her on a leash, but cats have free rein. There's something wrong there.
Vicki Sullivan



Joan V Ray

06/16/2004 08:42 AM

To: "Carol B" <carolserv@hotmail.com>
cc: aabbott@ci.lincoln.ne.us, RHoskins@ci.lincoln.ne.us
Subject: Re: sidewalks

Dear Ms. Brown: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office

555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"Carol B" <carolserv@hotmail.com>

RECEIVED
JUN 16 2004
CITY COUNCIL
OFFICE



"Carol B"

<carolserv@hotmail.com>

06/15/2004 10:10 PM

To: aabbott@ci.lincoln.ne.us, RHoskins@ci.lincoln.ne.us
cc:
Subject: sidewalks

Alan and Randy,

Forgive me for not replying to you sooner....I do have a life and do not, spite what you might think, make it my life's mission to monitor the sidewalks of Lincoln. Having said that though and having walked the Huntington/Walker and 49th to 51st street area today for the fifth time, during a break at Wesleyan registration, I will respond to your messages.

You are probably right. My expectations and the expectations of those that put in the sidewalks, at the locations that I will list, do not match. I expect straight lines between the sections of sidewalks and smooth (not broken off) edges to my sidewalks. I expect no quarter size holes between the sidewalk sections either. To me it is a matter of pride, training and attitude in workmanship and pride in preserving our existing community. Many of the older portions of sidewalk are 20-30 or 40 years old. They have lasted that long because they were done with skill, knowledge of the correct methods of laying sidewalk and without shortcuts. I really have my doubts that we will get the longevity out of the sidewalks we are putting in today esp. when we are seeing deterioration, cracking and crumbling of sidewalks that have only been in place for short periods of time. We will be in the same financial fix with our sidewalks in 2-3 to 4 years if they are not installed properly.

Randy you stated that you get what you pay for. If my husband and I do a ring sizing for 20 dollars and another jewelry store does the same ring sizing for 60 dollars don't those customers deserve a job well done in both circumstances? Shouldn't they expect top quality workmanship no matter what the cost? I tell you we would not be in business anymore if we only did half the work or did not take pride in quality. Maybe it is time we start eliminating the companies that don't do quality work. There are many hungry concrete workers out there.

I have a few wondering questions I hope you can answer.

What are the standards and expectations of the companies that lay the sidewalks for our city? Could I get a copy of those standards?
Are inspections required for all of the sidewalks put in?
What is the expectation of longevity for our sidewalks?
How many contractors are working with the city to fulfill our quota of sidewalk repair?
Are there any funds remaining from our million that we put toward the sidewalk repair program and how much has been used on soft costs?
Is there a guarantee on the life of the concrete etc.
Is the concrete good quality?
Now here is a list of just some sidewalks I have noticed in areas that I frequent.

4935 and Huntington (yes in front of Mr. Groat's home) the sidewalks are crude looking at best, with quarter size holes in-between the sections that were marked with something that was obviously warped. I took a t-square to the sections and they are $\frac{1}{2}$ to $1\frac{1}{2}$ off square. It makes you dizzy to walk the sidewalk if you are looking down. The edges also are not smooth by any means. It looks sloppy. This same method continues around the corner south onto 49th st.

I walked up to Walker and 51st and the ramp with dome is cracked. (NE corner) I would like to know when the ramp at 51st and Huntington (east side) was put in for it does not look very old and it is cracked into 5 pieces.

46th and Q st a ramp is cracked

48th and R a ramp with dome is cracked

41st and Adams ramp is cracked

4th and W. Fletcher ramp is cracked

Portia and Manatt ramp is cracked

1649 Hartley ramp with dome is cracked. The resident of this home came over and talked to me and he and his neighbors are not happy campers. They have called several times to the city to report this ramp and someone told them several times they would send someone out and it has not been looked at. It is more than cracked it is separating rapidly. I suggest you talk with this resident to help him understand how government works.

NW Gary and W Beal Intersection and sidewalk on the north side has very crude looking surface looks very sloppy.

1210 Benton looks as though the concrete was smeared on you will just have to go look at this one.

These are just ones that I have driven by recently that I took the time to write down. It is very distressing when you can tell by the white appearance that they have been done very recently.

Now I will also tell you of some sidewalks that look very nice that have been put in around areas that I frequent.

Paxton st in my neighborhood

NW 7th and W Beal

NW 1st and Superior

N 10th and Benton

N 13th and Benton

Also at the MRT this last Thursday it was brought up that we still do not have anyone responding back to us when we submit sidewalks for repair. We are hoping that someone is recording that we are reporting these for repair it would be nice to have an email back saying that you have received the message. That way we don't have to worry if it is floating out there somewhere in cyberland.

I will take this opportunity to report some very bad sidewalks I have walked recently.
3810 N 17th

1411 Atlas
1241 Irving
611, 631, 409, 423 West Beal
1945 Fairfield
6200 NW 5th
4521, 4401, 4225, 4100 N 10th

I am sorry if I make your life miserable but I care too much about my city and the hard earned tax dollars that go into maintenance of our fair city to stand by and watch when I think this is COST SAVINGS and EFFICIENCIES just like we addressed in the roads situation.

Carol Brown

>From: aabbott@ci.lincoln.ne.us
>To: "Carol B" <carolserv@hotmail.com>
>CC: aabbott@ci.lincoln.ne.us, council@ci.lincoln.ne.us,
>Mayor@ci.lincoln.ne.us, RHoskins@ci.lincoln.ne.us
>Subject: Re: sidewalks
>Date: Thu, 10 Jun 2004 08:51:29 -0500
>
>
>What are you talking about? waht sidewalks do not meet your expectations.
>We do not let contracts to do shoddy work. If there is a problem let me
>know where it is and I will look into it. I do not appreciate the
>innuendo that PW&U does not care about the quality of a product.
>
>
>
> "Carol B" .
> <carolserv@hotmail To:
> aabbott@ci.lincoln.ne.us, council@ci.lincoln.ne.us, Mayor@ci.lincoln.ne.us,
> l.com> RHoskins@ci.lincoln.ne.us
> cc:
> 06/09/2004 10:50 Subject: sidewalks
> PM
>>
>
>I am very disappointed that our new sidewalk repairs are not up to a
>standard that we would expect them to be. We have worked too hard to find
>funds for replacing our our broken sidewalks I would not like to see those
>funds squandered on shoddy workmanship. What would be the problem of
>bidding
>out the sidewalks to those that take pride in quality not quantity.
>
>Carol Brown

>From: RHoskins@ci.lincoln.ne.us
>To: "Carol B" <carolserv@hotmail.com>
>Subject: Re: sidewalks
>Date: Thu, 10 Jun 2004 12:50:20 -0500
>
>
>Could you please give me specific examples of locations where you've seen
>sidewalk repairs that are not up to standards or where this shoddy
>workmanship is? I will have our sidewalk inspectors to take another look
>at those locations. I can tell you I am aware of instances where we've had
>standards not met or shoddy workmanship and we have required the
>contractors to remove new sidewalk and repour it.
>

>The problem in bidding out the sidewalks to those that take pride in their
>work is that we are limited by State law to take the low bidder. Just as
>all houses are required to meet building codes, some are better built than
>others. The difference between the two houses is typically reflected in
>the prices paid for them, with the nicer one coming at a premium.

>

>Therein lies the catch. We could upgrade our standards for finishing
>sidewalks, but it would cost more. The higher price for those sidewalks
>would require that we either need even more money to catch up on sidewalk
>repairs, or we would have to again spread them out over a longer time
>period. Under the current scenario, new sidewalks are constructed of
>proper materials to the proper thickness and smoothness, taking care of the
>problems that existed. The finish on the sidewalks is a more subjective
>aspect and is dependent upon the work ethic and pride of those doing the
>work. If the finish is truly an issue for a homeowner, they can hire the
>work done by the firm of their choice (or do it themselves) and be
>reimbursed by the City.

>

>Randy Hoskins, P.E.
>City Traffic Engineer
>City of Lincoln, NE

Check out the coupons and bargains on MSN Offers! <http://youroffers.msn.com>



Joan V Ray

06/16/2004 08:44 AM

To: "Carol B" <carolserv@hotmail.com>

cc: aabbott@ci.lincoln.ne.us, RHoskins@ci.lincoln.ne.us

Subject: Re: sidewalks

Dear Carol: We got your "edit". Thanks for caring enough to do all of this leg-work!

Joan Ray

Council Office

"Carol B" <carolserv@hotmail.com>



"Carol B"

<carolserv@hotmail.com>

06/15/2004 10:14 PM

To: aabbott@ci.lincoln.ne.us, RHoskins@ci.lincoln.ne.us

cc:

Subject: sidewalks

RECEIVED
JUN 16 2004
CITY COUNCIL
OFFICE

excuse me it should read:

I will take this opportunity to report some very 'bad' sidewalks, as in more than 2 inches in height difference from the level sidewalk, that I have walked recently.

3810 N 17th

1411 Atlas

1241 Irving

611, 631, 409, 423 West Beal .

1945 Fairfield

6200 NW 5th

4521, 4401, 4225, 4100 N 10th

Looking to buy a house? Get informed with the Home Buying Guide from MSN House & Home. <http://coldwellbanker.msn.com/>



June 17, 2004

RECEIVED
JUN 17 2004
CITY COUNCIL
OFFICE

City Council Members
City Council Office
555 South 10 Street
Lincoln, NE 68508

Dear City Council Members:

I am writing on behalf of the Lancaster County Medical Society physicians in reference to the most recent amendments being considered for the smoke -free workplace ordinance.

Your Lincoln area medical professionals have made their opinion very clear to you as an elected body. The medical research overwhelmingly demonstrates that second-hand smoke is dangerous to ones health. As you know, our physicians respectfully disagreed with your decision to adopt the ordinance without a complete ban. However, they were encouraged that at least with the 18 years and under amendment, you had accepted the medical research as fact and your only concern related to personal choice. According to Ms. Newman's comments in the Lincoln Journal Star article Sunday June 13th, you now are taking the personal choice argument to the extreme. You are considering allowing parents to make the choice for their children to be exposed to the cancerous materials in second-hand smoke.

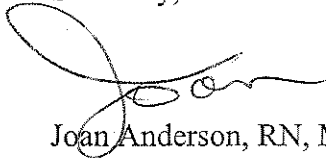
This stance begs the question of why do we have many other regulations designed to protect our children? Why does that political philosophy not apply to this ordinance? For example, we do not allow parents to decide when their children are old enough to be safe in regular seat belt restraints. The law dictates, very clearly to parents, how they must comply with this law. I am sure many parents would prefer to avoid the expense of purchasing a toddler car restraint when they feel their three or four year old child would be safe in standard seat belts. I know Ms. Newman, for one, worked very hard to make sure that did not happen.

I will not reiterate all of our arguments for a full smoke-free workplace ban, because at this point we have lost that debate. However, on behalf of Lincoln's medical experts, I would encourage you to seriously reconsider any thought of creating an ordinance that does not protect our children. As elected officials, it is your job to make the hard calls. We may not agree with you regarding the complete ban, but we simply cannot understand any rationale for not protecting our children.

Our physicians encourage you to take a hard stance, and work with them to educate parents about the need to protect their children. I feel Lincoln is very fortunate to have a medical community with physicians so committed to public health. It is a shame not to take advantage of their willingness to work with you on this issue and offer to educate rather than simply make an amendment in response to requests from constituents that have not had the opportunity to view the medical research. Each of you has had that opportunity and if you take that into consideration in your vote you would have no choice but to keep the 18 years and under amendment in this ordinance.

Thank you for your consideration

Sincerely,

A handwritten signature in black ink, appearing to read 'Joan Anderson', with a large, stylized loop at the beginning.

Joan Anderson, RN, MA
Executive Director

Thomas J. Mc Clain
P O Box 80842
Lincoln NE 68501-0842
(402) 475-3437

RECEIVED
JUN 17 2004
CITY COUNCIL
OFFICE

June 15, 2004

City of Lincoln
City Council Member Terry Werner
555 South Tenth Street
Lincoln NE 68508

Dear Terry:

I see by today's *Lincoln Journal-Star* that the city is considering a new way to harass animal owners and kill domestic animals. I refer to the proposal to require all cats to be leashed or confined at all times. As the owner of a cat who does not go outside at all, I must say that this proposal is (a) unnecessary, (b) unenforceable, and (c) stupid.

It is time the city stopped harassing animal owners and took action to protect the well-being of both humans and animals. Please take note of the following:

- a. Lincoln's animal licensing fees are among the highest in the country. A survey which will support this statement is in preparation. For these fees, animal owners receive few if any services.
- b. Lincoln, through the misnamed "Humane Society", kills thousands of animals every year. Most of these are healthy, friendly, adoptable cats and dogs for which the 'Humane Society' is unable or unwilling to find homes. More effort in this direction would reduce the number of animals killed each year dramatically.
- c. Lincoln has no 'rescue wagon' or animal ambulance to pick up and provide care for animals injured on public streets, despite our high license fees.
- d. Lincoln has no subsidized spay/neuter program for low-income pet owners. Lincoln area veterinarians were approached on this topic some years ago, made the city an offer, and received no reply. My own veterinarian provided this information and reiterated his willingness to be part of such a program.
- e. It has been my experience dealing with them that the 'Humane Society' is poorly managed and inefficient. Animals are executed 'by mistake' and efforts to find homes for animals are limited. Fees charged for adopting animals are too high, preventing people with limited incomes who otherwise would adopt animals

from doing so. I personally was involved in a case where an animal who had strayed from his home was executed 'by mistake'. I will be happy to share this story on request, in hopes it will inspire the city to amend its contract with the Humane Society to reduce the number of animals executed.

- f. The city Animal Control office is too often openly hostile to animal owners and too frequently resorts to threats and intimidation in dealing with animal owners. This agency, starting with its manager, needs a serious attitude adjustment.

I would appreciate it if you and the City Council would make a serious effort to address the real problems I have listed here before adopting a silly and meaningless law which will be used only to harass honest animal lovers. I feel strongly about this, and will do what is necessary to aid those who feel as I do and oppose those who support further measures to harass the pet-loving citizens of Lincoln.

Sincerely,

A handwritten signature in cursive script that reads "Tom Mc Clain". The signature is written in dark ink and is positioned above the printed name.

Thomas J. Mc Clain

**ADDENDUM
TO
DIRECTORS' AGENDA
MONDAY, JUNE 21, 2004**

I. MAYOR

1. NEWS RELEASE - RE: Pioneers Boulevard To Close Monday - Roadway is scheduled to reopen on Friday, June 25 - (See E-Mail)

II. CITY CLERK - NONE

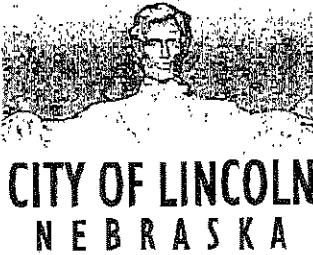
III. CORRESPONDENCE

A. COUNCIL REQUESTS - NONE

B. DIRECTORS AND DEPARTMENT HEADS - NONE

C. MISCELLANEOUS

1. E-Mail from William L. Hoppe - RE: The Smoking Ban - Bowling Centers - (See E-Mail)
2. Faxed Letter from Becky Vandenberg - RE: Zoning change request, Emerald SID #6 - (See Letter)



NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

PUBLIC WORKS AND UTILITIES DEPARTMENT

Engineering Services, 531 Westgate Blvd., Lincoln, NE 68528, 441-7711, fax 441-6576

FOR IMMEDIATE RELEASE: June 18, 2004

FOR MORE INFORMATION:

Mike Michaelson, Project Manager, The Schemmer Associates, 488-2500
Stroud Evans, Construction Administrator, The Schemmer Associates, 493-4800
Brian Kramer, City Project Manager, Public Works and Utilities Dept., 441-7961
Tom Rogge, Project Manager, K2 Construction, 467-2355
Dave Norris, Citizen Information Center, 441-7547

PIONEERS BOULEVARD TO CLOSE MONDAY

Roadway is scheduled to reopen on Friday, June 25

A section of Pioneers Boulevard between 70th Street and 84th Street at the Antelope Creek Bridge will close at 9 a.m. Monday, June 21, to allow crews to install a sewer line across the roadway. The roadway is scheduled to reopen on Friday, June 25.

Pioneers Boulevard traffic will be detoured to Old Cheney Road. Motorists can gain access to Pioneers Boulevard businesses located west of the Antelope Creek Bridge from 70th Street and businesses located east of the Antelope Creek Bridge from 84th Street, respectively. Motorists could encounter some delays along 84th Street due to water main construction and temporary lane closures.

This work is part of the Antelope Creek Relief Trunk Sewer project.

-30-

RECEIVED

JUN 21 2004

CITY COUNCIL
OFFICE



DO NOT REPLY to this-
InterLinc
<none@lincoln.ne.gov
>

To: General Council <council@lincoln.ne.gov>
cc:
Subject: InterLinc: Council Feedback

06/18/2004 01:04 PM

InterLinc: City Council Feedback for
General Council

Name: William L. Hoppe
Address: 6620 Tanglewood Lane
City: Lincoln, NE 68516

Phone: 402-421-1380
Fax:
Email:

RECEIVED
JUN 18 2004
CITY COUNCIL
OFFICE

Comment or Question:

As President of 48 Bowl, Inc owners of Parkway Lanes and Hollywood Bowl, I have great concerns over all the issues with the smoking ban. We have been planning since the ban was passed on how to conform with it and still satisfy our customers. We had planned to implement our policy on July 1, but with the purposed changes in the original ban we are confused to say the least. With a statement made by one of the council members about bowling centers, would have to make a decision whether they wanted bowlers under 18 years of age in their establishments. That was a big factor in our decision and still is. About 75 to 80% of our customer base are adults but we know the future is in the 20 to 25% that are under 18 yrs of age. If the age is no longer going to be a factor then a different policy will need to be established. We can't afford to go smoke free with competition having the choice to allow smoking.

Phone (402)476-3390
Fax (402)476-3752

June 20, 2004

Lincoln City Council
555 So. 10th Street
Lincoln, NE. 68508

RECEIVED
JUN 21 2004
CITY COUNCIL
OFFICE

RE: Zoning change request, Emerald SID#6.

Dear Council Members,

The members of Emerald SID#6 wanted to Thank You for hearing us on Monday June 14th 2004, and wanted to apologize for the emotionally charged testimony. Considering our homes are our largest investment it should be considered a legitimate concern.

With the City County Planning Department being the only identifiable entity believing that all the property in Emerald was zoned commercial, and when the very day debate was to take place our own Lancaster County assessor claimed our property was zoned AG land, it seems as though one hand did something the other was not aware of.

One thing I did fail to point out the day of public hearings was that you had before you that day four of our five Board Members:

1. I'm president of the Board and water operator for the town and owner of lots # 13 & 14, residential property.
2. My husband Steve Vandenberg, Board Member, Water Operator, meter reader, waste water, backflow, cross connection certified.
Also owner of lots # 13&14, residential property.

3. Jane Swanson, Clerk, owner of lot # 17, residential property.

4. Ron Edwards, Vice-president, owner of lot # 33, business property.

We hope that you will agree that all property in the area should be zoned AG land as we all thought that's what we had in the first place. Or if you maintain the commercial for the business's themselves, that you give us security in residential property zoning.

Sincerely
Becky Vandenberg

**DIRECTORS' MEETING
MINUTES
MONDAY, JUNE 21, 2004
CONFERENCE ROOM 113**

Council Members Present: Terry Werner, Chair; Ken Svoboda, Vice-Chair; Jon Camp, Jonathan Cook, Patte Newman, Glenn Friendt, Annette McRoy.

Others Present: Mayor Coleen Seng, Mark Bowen, Lin Quenzer, Darl Naumann, Corrie Kielty, Mayor's Office; City Clerk, Joan Ross; Dana Roper, City Attorney; Directors and Department Heads; Darrell Podany, Aide to Council Members Camp, Friendt, & Svoboda; Tammy Grammer, City Council Staff and Nate Jenkins, Lincoln Journal Star Representative.

I. MAYOR

Mayor Coleen Seng stated there were lots of activities going on in this community over the weekend. Mayor Seng commented if anybody thinks they do not have diverse population, she wants to tell them they do, they have an extremely diverse population around this community.

Mayor Seng said she was out to the Vietnamese Catholic Church that bought the old Lutheran Church across from Northeast High School, they're having their 25th anniversary.

Several of them were at the Angelou Report this morning and she wants them to know that there are good reports and bad reports. There are some inaccuracies that were reported on this morning, but they'll try to get some of those straightened out. She thinks all-in-all they have to recognize that was a time to get them all moving again, it was a yearly update.

Mayor Seng stated Don Herz will talk about their Sales Tax figures. Don Herz indicated what's being passed around is the update for the June sales tax receipts and June was fairly a good month. Their gross tax receipts were up 10% compared to last year, which is kind of an economic indicator and because of the relatively modest refunds their net sales tax was up 9.3% approximately, year-to-date were up 5%. They've gone from just slightly below projections to slightly above projections, so it appears by this fiscal year end their projections should prove to be fairly accurate. There's not a lot of excess above projections, but he thinks it's looking fairly good that they'll meet their projections, especially if they look at July's refunds stated and reported to them that those are going to be down significantly from last year. So, he thinks that would seem to indicate they're going to be fairly close from meeting their projections perhaps slightly over. [Copy of this Material on file in the City Council Office]

Mayor Seng called on Nicole [Fleck-Tooze]. Nicole Fleck-Tooze stated the Parker's Landing meeting was on Thursday, attended by Allan [Abbott], Chief Spadt and Jon [Camp]. The general conclusion was that the barricade should stay up, the majority of those from Pine Lake and Parker's Landing had voted for it to stay up. They'll be doing a few things to that end, one of the things they'll be doing is adding that section to their road closure list. Ms. Tooze stated there were some concerns about people coming through Pine Lake and not realizing they couldn't get out, so they'll be working to add some signs indicating no outlet. Also, there were some parking issues and they will be working with them on it. Ms. Tooze stated there's about four people that are really directly impacted and they're going to be talking with them about how they can prevent people from going around by may be putting up a different barricade, but might also let some pedestrian and bicycle traffic through in the mean time. The barricade would stay up per the original Resolution, which would be until 84th Street construction is finished and Ashbrook Drive to the west is also complete, so some time next year and then it will come down as planned. There were also some erosion and sediment control issues that were raised by the neighbors in Parker's Landing about some of the individual lots. They had already addressed that there was an issue out there, so the letters went out on Friday so they could get that wrapped up quickly. Mr. Camp noted for their reference, he's going to pull the Resolution that he requested to be prepared regarding the barricade.

Mayor Seng called on Fire Chief Spadt. Chief Spadt reported that they had a suspicious house fire this morning at 2300 block of South "A" Street, which is under investigation at this time. It came in as a lightening strike, but doesn't look at all like a lightening strike, damage to the homes on both sides of it and the roof is clear down on the ground, so it's a mess, very suspicious in nature.

Mayor Seng asked Fire Chief Spadt if he wants to begin the discussion about the person that had the fire power in his house and had the explosion on his face that they talked about last week. Chief Spadt commented the one in Woodshire the fireworks and Mayor Seng replied 'yes'. Chief Spadt stated they were called over there with a report of an explosion in the neighborhood and upon investigation there was an explosion in the neighborhood, which created quite a divided in the backyard and damaged some windows in the home. Chief Spadt commented he believes Chief Casady briefed them on it last week. Chief Spadt indicated Mr. Kenton was injured, he transported himself to the hospital, they did not treat him. Chief Spadt stated that he called in the Investigation Bureau and they're investigating the matter as well.

Police Chief Casady stated they had a minor riot at the Youth Detention Center yesterday, there's an article in the newspaper about it. He sent about 15 officers over there in mid day what happen is that two kids in custody there in one of the pods basically staged a take over forced the employees out. The kids did quite a bit of property damage and they removed their shirts and were talking big. When 15 Police officers broke down the door they retreated into one of the rooms eventually gave

themselves up. Chief Casady commented it's kind of an ugly situation, the Youth Detention Centers housing 14 or 15 year olds with bad attitudes, not the case, it houses some people that have pretty extensive criminal records and quite dangerous to deal with. But, fortunately they had significant number of people on duty that could handle it when the Detention Center was unable to.

Chief Casady stated the other interesting thing over the weekend was that they recovered a bomb and several bomb making components from a home in South Salt Creek, which was also in the newspaper this morning. They have a project going on courtesy of a \$60,000 grant fund from the United States Attorney's Office called "Project Safe Neighborhoods" where our officers are teaming up with probation officers and parole officers to do unannounced checks of parolees and probationers consistent with their probation order or their parole requirements. They've been doing this for several weeks now a couple nights a week and it's been very worth while for them and they've made a number of good arrests. They've been able to pass on good information to the judge and the parole officer or probation officer about their compliance with the terms of their parole or probation. In this particular case the man who's home they went to was on probation for possession of explosives and had quite a few explosives at his home. But, overall it's been a very good project for them and he thinks one of the real side benefits to it is that it really created more of a work relationship to the Police Department, individual Police Officers, Parole Officers and Probation Officers that they don't ordinary work with.

Chief Casady reported they had a bad accident this morning that happened out in Lancaster County at 176th & Alvo Road, one of their officers who was off duty was seriously injured, Margriet Stelling. She's hospitalized at BryanLGH West right now suffering from some very serious injuries and they're hoping she's okay.

Mayor Seng indicated that Marvin Krout needs to talk about something because there's no Pre-Councils next week. Marvin Krout noted that he just wants to alert Council and they will also follow up with a memo before the end of this week. Mr. Krout stated on next weeks Agenda there is an annexation for Hartland's Cardinal Heights 2nd Addition, which they'll see on 1st Reading on today's Agenda. There is a disagreement between the staff and the applicant about the payment of road impact fees that relate to street improvements that are expected to occur out there. Mr. Krout stated that Mr. Hartman has been developing housing on one side of the street as part of the approval for that track of land was required to pave a section of road on NW 56th Street along the frontage of his developments, so that he could get access to and use the road. Mr. Krout commented now that he's acquired, he's coming in with the other side of the road and wants to receive a credit for a portion of the road work to reduce the amount of impact fees that he would have to pay on this other side of the road. Mr. Krout stated to Council that they will explain the details in a memo, but that's what the disagreement is about how much he should pay in road impact fees. He's sure Rick Peo will be at the hearing next week to help explain this all to them.

Mr. Cook stated he has a follow up question for Police Chief Casady regarding the Detention Center and asked what's the determining factor as to which law enforcement agency responds at a location. It's not what kind or who owns the facility, but it is a County facility so does the Sheriff's Department have any responsibility to respond. Chief Casady stated the fact of the matter is the Sheriff's Department could not mobilize, he can mobilize 40 or 50 people in an emergency just like that by using their on duty personnel and holding everything that's a non-emergency and the Sheriff's Department can mobilize maybe half a dozen. Mr. Cook asked if this is part of the job they do or do they owe them any money for helping them out. Chief Casady commented 'well', he thinks Correctional facilities should be prepared to deal with these kinds of things at their facilities and most Correctional Agencies do just that, they have special response teams sort of the corrections equivalent of a SWAT Team. The technics are different and how they deal with it in a correctional environment it's different than what they deal with. Unfortunately, the Detention Center is a relatively small operation so they're probably not quite at that critical mass when they have the kinds of things that the Lancaster County Jail has for example. Chief Casady commented why the two are separate and not in common managements, he doesn't know, but they're not, so he thinks they've got a bit of a problem when they have these kinds of things and not being quite large enough to have the kind of staffing and infrastructure like the Police, it's the larger facility. Mr. Cook said given that they seem to have a disagreement with them over how to pay for prisoners at the jail, he thinks they should at least be discussing who's responsible for costs in cases like this. Chief Casady replied so does he.

1. Washington Report - June 10, 2004. — NO COMMENTS
2. NEWS RELEASE - RE: South 14th Street Improvement Project Continues. — NO COMMENTS
3. NEWS RELEASE - RE: Drinking Water Precautions No Longer Needed in Northeast Lincoln. — NO COMMENTS

II. CITY CLERK

City Clerk Joan Ross stated to Council on their Agenda today under "Public Hearing-Liquor" Items 1 & 2 are related, so she will call these two items together.
[Application of Shubh Hotels Cornhusker LLC dba Marriott Cornhusker for a Class CK liquor license at 333 S. 13th Street; and Manager application of Sachit R. Nadkarni for Shubh Hotels Cornhusker LLC dba Marriott Cornhusker at 333 S. 13th Street]

Items 5, 6 & 7 will be called together for Public Hearing. *[Annexation 04007-*

Amending the Lincoln Corporate Limits Map by annexing approximately 53.32 acres of property generally located northeast of S. 56th Street and Yankee Hill Road; Change of Zone 04009-Application of Ridge Development Co., Southview Inc., and Pine Lake Heights Joint Venture fro a change of zone from AG Agricultural District to R-3 Residential District on property generally located northeast of S. 56th Street and Yankee Hill Road; and Approving Big Thompson Creek 1st Conditional Annexation and Zoning Agreement between Ridge Development Co., Southview, Inc., and Developments Unlimited, LLP, and the City of Lincoln outlining certain conditions and understandings with regards to the annexation of approximately 53.32 acres of property generally located at S. 56th Street and Yankee Hill Road]

For Item 9, she handed out to Council a Motion-To-Amend. *[Creating a new Chapter 8.50 of the Lincoln Municipal Code establishing smoking regulations and repealing Chapter 8.48 of the Lincoln Municipal Code, the Lincoln Smokefree Air Act]*

On Item 13, Council already has a Motion-To-Amend. *[Appeal of Orchid Enterprises, LLC, from the Planning Commission conditional approval of Special Permit 04020 for a limited landfill at S.W. 27th Street and West O Street, requiring a 12 month time limit]*

In regards to Item 35, she wanted to point out and remind Council that there's a Motion-To-Amend. *[Change of Zone 04029-Application of Sanitary and Improvement District No. 6 for a change of zone from AG Agricultural to H-3 Highway Commercial and from R-1 Residential and H-3 Highway Commercial to R-1 Residential on property generally located at N.W. 84th Street/S.W. 84th Street and West O Street]*

For Items 38 & 39 there are Substitute Ordinances, which she knows Council is already aware of, she was just pointing it out to them. *[Annexation No. 04006-Amending the Lincoln Corporate Limits Map by annexing approximately 3.979 acres of property generally located at South 84th Street and Norval Road; and Change of Zone 04010-Application of Ron Tonniges for a change of zone from AG Agricultural to R-1 Residential on property generally located at S. 84th Street and Norval Road]*

On Item 59, she knows that Jon Camp is going to withdraw this item and she'll remind him. *[Amending Resolution No. A-81347, adopted February 25, 2002, to open South 80th Street from Nob Hill Road to the south boundary line of the preliminary plat of Parker's Landing and to remove the existing barricade]*

Mr. Cook stated in regards to Items 9 & 10, maybe the appropriate thing would be to remove Item 10 from the Agenda today, since Item 9 will be the one they're going to act on. Mr. Cook commented he also sees that there are already amendments proposed for Item 9. He

thought that might clean things up, so there's no confusion amongst those who might be watching, they can make it clear that the other one is the replacement ordinance. [04-123 - - *Creating a new Chapter 8.50 of the Lincoln Municipal Code establishing smoking regulations and repealing Chapter 8.48 of the Lincoln Municipal Code, the Lincoln Smokefree Air Act; and 04-92 - - Approving revisions to the Lincoln Smokefree Air Act*]

Mr. Camp commented that he would like clarification on the smoking ordinance, he doesn't know if they've ever had something quite like this where they would have a repeal in an existing ordinance and then a substitute ordinance. So, do they vote on the repeal today and how can they introduce.. he doesn't understand. Mr. Cook stated Item 9 [04-123] contains a repeal provision for the other, so it's just a replacement basically changing Chapter numbers that they're putting in place 8.50 repealing 8.48, it's all done by one ordinance. Mr. Camp indicated he would like to see that they have a separate vote on the repeal. Mr. Werner commented they have Public Hearing today and not vote and asked Dana Roper if he had any thoughts on it. Dana Roper stated he thinks they can do it a number of different ways, they can have hearings on both of them, they can vote to repeal first or vote to in act the latest smoking ordinance, which has the repealer in it. They may want to repeal all the smoking ordinances and try to come back another day, he's not sure they can repeal what's existing that could leave them with nothing. So, all the options are on the table, he's not sure which way Council wants to go. Mr. Werner indicated they can discuss this issue further at the "Noon" Meeting today.

III. CORRESPONDENCE

A. COUNCIL REQUESTS/CORRESPONDENCE

PATTE NEWMAN

1. **OUTSTANDING Request to Ernie Castillo, Wynn Hjermsstad, Marc Wullschleger, Urban Development Department/ Terry Bundy, LES/ Allan Abbott, Public Works & Utilities Director/Mike DeKalb, Marvin Krout, Planning Department/Lynn Johnson, Parks & Recreation Director - RE: Signs or banners identifying individual neighborhoods - (For Witherbee and Eastridge area) - (RFI#20 - 3/24/04). — 1.) SEE RESPONSE FROM TERRY BUNDY, LES RECEIVED ON RFI#20 - 4/12/04. — NO COMMENTS**
2. **OUTSTANDING Request to Nicole Fleck-Tooze, Dennis Bartels, Allan Abbott, Public Works/ Tonya Skinner, Dana Roper, City Law Dept./Marvin Krout, Planning - RE: A resident of the Easthart Neighborhood a problem they had in their development - the commons area between 78th St. & Maxey School - (RFI#21- 4/29/04). — 1.) SEE RESPONSE FROM DENNIS BARTELS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#21 - 5/24/04. — 2.) Response from Dennis Bartels, PW received on RFI#21 - 06/04/04 (Same response as 1.). — NO COMMENTS**

3. OUTSTANDING Request to **Allan Abbott, Public Works & Utilities Director/Dana Roper, City Law Department** - RE: The Infrastructure Financing Meeting on 5/18/04 - subject of wheel tax was raised (RFI#24 - 5/19/04). —
NO COMMENTS

TERRY WERNER

1. Request to Vince Mejer, Purchasing - RE: Notice to Bidders 04-088 (RFI#129 - 6/03/04). — **1.) SEE RESPONSE FROM VINCE MEJER, CITY PURCHASING AGENT RECEIVED ON RFI#129 - 6/15/04.** — Mr. Werner stated to Tammy Grammer this item can be removed from the Agenda.
2. Request to PW/Planning - RE: Inquiry from Jay Petersen on Kajan Drive - Public or Private Roadway, plus Surface Rehabilitation Process (RFI #130 - 6-15-04). —
NO COMMENTS
3. Request to Dana Roper, City Law Department/Larry Worth, StarTran - RE: HandiVan Users Transporting Alcohol - (RFI#131 - 6/16/04). — NO COMMENTS
4. Request to Vince Mejer, Purchasing Agent - RE: Notice to Bidders #04-110 – Television Equipment (RFI#132 - 6/16/04). — NO COMMENTS
5. Request to Marvin Krout, Planning Director - RE: Opening Fletcher Avenue to 14th Street (RFI#133 - 6/16/04). — NO COMMENTS

GLENN FRIENDT

1. Request to Lynn Johnson, Parks & Rec. Director - RE: South Salt Creek Community Organization concerns (RFI#33-5/25/04). — NO COMMENTS

JON CAMP

1. E-Mail from Jon Camp to John Bieber - RE: Auto thefts. — NO COMMENTS
2. E-Mail from Jack Siemsen to Jon Camp - RE: I'm writing just to correct a possible misperception created at yesterday's City Council meeting. — NO COMMENTS
3. E-Mail from Carrie Perdew to Jon Camp - RE: Feline Leash Law. — NO

COMMENTS

JONATHAN COOK

1. Request to Weed Control/Public Works & Utilities Department/Parks & Recreation Department - RE: Maintaining of ROW along W Van Dorn - (RFI#114 - 6/14/04). — NO COMMENTS

B. DIRECTORS AND DEPARTMENT HEADS

FINANCE DEPARTMENT/CITY TREASURER

1. Material from Don Herz, Finance Director & Joel L. Wittrock, Asst. City Treasurer - RE: Resolution & Finance Department Treasurer of Lincoln, Nebraska - Investments Purchased June 1, 2004 thru June 11, 2004. — NO COMMENTS

HEALTH DEPARTMENT

1. NEWS RELEASE - RE: Household Hazardous Waste Collections Scheduled For June 25 and 26. — NO COMMENTS
2. NEWS RELEASE - RE: West Nile Virus Case Reported In Lancaster County. — NO COMMENTS

LIBRARY

1. DIRECTOR'S REPORT - Lincoln City Libraries - May 2004 Statistics - Fund Balances - Monthly Categorical Report - May 31, 2004. — NO COMMENTS
2. NEW RELEASE - RE: Lil' Red to Visit Eiseley Branch Library. — NO COMMENTS

LINCOLN-LANCASTER COUNTY EMERGENCY MANAGEMENT

1. NEWS RELEASE - RE: More Volunteers Needed On Thursday, Friday and Saturday To Assist With Continuing Hallam, Lancaster County Cleanup Effort. — NO COMMENTS

PLANNING

1. Planning Department Newsletter - Issue #9 - June 2004. — NO COMMENTS
2. Letter from Brian Will to Kent Braasch, Essex Corporation - RE: The Preserve on

Antelope Creek 6th Addition - Final Plat #04030. — NO COMMENTS

POLICE

1. NEWS RELEASE - RE: Visit by the Vice President - Downtown Traffic Disruptions Due to Security Concerns. — NO COMMENTS

ADDENDUM - (For June 21st)

I. MAYOR

1. NEWS RELEASE - RE: Pioneers Boulevard To Close Monday - Roadway is scheduled to reopen on Friday, June 25. — NO COMMENTS

II. CITY CLERK - NONE

III. CORRESPONDENCE

A. COUNCIL REQUESTS - NONE

B. DIRECTORS AND DEPARTMENT HEADS - NONE

C. MISCELLANEOUS

1. E-Mail from William L. Hoppe - RE: The Smoking Ban - Bowling Centers. — NO COMMENTS
2. Faxed Letter from Becky Vandenberg - RE: Zoning change request, Emerald SID #6. — NO COMMENTS

[End of Addendum]

C. MISCELLANEOUS

1. Letter from John M. O'Brien to Don Taute, City of Lincoln Director of Personnel - RE: In my letter requesting our March 16th, 2004 meeting concerning Mike Weston and my part-time Supervisor position. — NO COMMENTS
2. Material from The Acreage Committee to The Lincoln City Council and

Lancaster County Board of Commissioners - RE: Comprehensive Plan Amendment No. 04011 re: The St. Elizabeth's Tract at the Southwest Corner of South 84th and Nebraska Hwy. 2 - (Council received their copies of this information on 6/14/04 after their formal meeting). — NO COMMENTS

3. E-Mail from Fred Marks - RE: Alleys North of "O" Street. — NO COMMENTS
4. E-Mail from Vicki Sullivan - RE: Supporting Cat Leash Law. — NO COMMENTS
5. 2 - E-Mail's from Carol Brown - RE: Sidewalks. — NO COMMENTS
6. Letter from Lancaster County Medical Society - RE: Most Recent Amendments being considered for the smoke-free workplace ordinance - in support of keeping the under 18 years of age amendment in the ordinance. — NO COMMENTS
7. Letter from Thomas J. McClain - RE: Opposing Cat Leash Law with additional critique and suggestions for improved Humane Society management. — NO COMMENTS

IV. DIRECTORS

PUBLIC WORKS & UTILITIES DEPARTMENT - Nicole Fleck-Tooze stated to Council this Wednesday from 5:30 p.m. to 8:00 p.m. at the Boy Scout Center will be a public open house on the Stevens Creek Basin Trunk Sewer Project. They'll also have information on other Northeast Lincoln projects at the meeting the 98th Street Water Main and Urban Arterial Roadway; and the Northeast Wastewater Treatment Plant Improvements. They will have presentations twice, one at 5:30 p.m. and one at 7:00 p.m. Ms. Tooze stated one of the things they're going to have available for people to review are some draft work in progress of flood plain maps for the Stevens Creek Basin where they've done other flood plain mapping for that basin. Mr. Werner asked Ms. Tooze if they're going to get anything in written. Ms. Tooze commented you didn't receive a notice. Mayor Seng noted to Mr. Werner that it was in their packets. Mr. Werner noted there's a meeting Wednesday, but that one is at Maxey, but Nicole said it was at the Boy Scout Center. Ms. Tooze replied 'yes' that's a different meeting and if they didn't get notices for it they will make copies and get it to them. Mr. Werner commented he believes that he didn't receive a notice for the one at the Boy Scout Center. Ms. Tooze said okay, she'll get them copies of it.

PARKS & RECREATION DEPARTMENT - Lynn Johnson reminded Council that the dedication of Fleming Fields is at 4:00 p.m. on Thursday [June 24th].

Lynn Johnson stated for Item 17 on today's Agenda, they're going to have a Motion-To-Amend that clarifies the intent of the donation to go through the Parks & Recreation Foundation. So the donation would go through the Foundation, they would

be responsible managing the money and they'll be bringing it forward. *[Accepting a donation of \$45,000 for renovation of park improvements and to establish an endowment for on-going park maintenance of park land located at S. Cotner Blvd. and Aldrich Road]*

POLICE DEPARTMENT - Chief Casady commented to Mr. Cook that he would like to clarify a little bit on his question regarding the Detention Center. There's a number of Law Enforcement Agencies that have concurrent jurisdiction in the City of Lincoln, the Lancaster County Sheriff's Office, the State Patrol, the University of Nebraska-Lincoln Police Department and the Lincoln Police Department. All of these agencies have jurisdiction for Law Enforcement purposes within the City limits as a result of that they have for as long as anyone knows maintained jurisdictional mutual aid agreements among all of these agencies. Basically, who's going to be responsible for what and the Lancaster County Jail and the Youth Detention Center by agreement of all these agencies they are the primary responder for Law Enforcement being sent and it's been that way for a long time. No money changes hands in any of these arrangements, basically they sat down and decided who makes the most sense to take responsibility for example this big office building, the District Courts or the Lincoln Regional Center and in case of the jail and the Detention Center that all fell into their laps. This is a situation that could be changed, but for now they're the primary responding agency and the reason they decided that again because of their availability of marshaling kind of resources that they can anticipate would be needed. Chief Casady commented when the Sheriff's Office has an entire patrol force of about 30 deputies that means they've got about 6 people on duty at any given time. If you had an incident at the jail for example a sexual assault and needed to call a deputy in who was working in Firth or Panama that was going to be tied up for a lengthily period of time on a complex investigation that's a lot more problematic for a small agency than it is for a large one and that's the reason they have these agreements.

V. CITY COUNCIL MEMBERS

PATTE NEWMAN

Ms. Newman stated that she would like to talk with Nicole Fleck-Tooze and Lin Quenzer after the Directors' Meeting today.

JONATHAN COOK

Mr. Cook stated that he would like to talk with Lynn Johnson after the Directors' Meeting today.

GLENN FRIENDT - NO COMMENTS

ANNETTE McROY - NO COMMENTS

JON CAMP

Mr. Camp 'thanked' Fire Chief Spadt and Allan Abbott again for their attendance at the meeting the other night. It got heated at times, but he thought it end up being real conductive and also the process worked there.

Mr. Camp commented to Don Herz or Mayor Seng that they had copies of a letter regarding the video bid. Mayor Seng stated there was an answer that came back, she wrote it on Friday. Mark Bowen stated to Mr. Camp that he will get the response letter to them at "Noon" Meeting because somebody also had a Request For Information on it. Mr. Werner commented he thinks he did. Mr. Camp stated okay, 'thank-you'.

KEN SVOBODA - NO COMMENTS

TERRY WERNER

Mr. Werner stated that he would like to talk with Police Chief Casady after the Directors' Meeting today.

Mr. Werner adjourned the meeting at this time.

VI. MEETING ADJOURNED - Approximately at 11:29 a.m.

dm062104/tjg